

SUPREME 'COURT' OF OHIO

1 ~ r-lotus: Justice
2 as Executor, Settlor, Trustee,
3 etc., of for "MONICA G JUSTICE",
4 etd., & "MONICA G JUSTICE",
5 Relators

CASE # 2023-0304

IN RE CASE # 20-CR-03470
WITH COMMON PLEAS
'COURT' FRANKLIN

COUNTY OHIO

FILED

MAR 21 2023

CLERK OF COURT
SUPREME COURT OF OHIO

7 ✓

9 ~ David: Young, etd.
10 Respondent

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12 ADDENDUM TO COMPLAINT
13 IN MANDAMUS BY
14 AFFIDAVIT OF FACT IN RE
15 OF CREMES PROSECUTED
16 UPON THE DOOR/BAR IN
17 EQUITY
18 NOTICE TO 'COURT'

19 While "STATE OF OHIO" sought to prosecute 'crimes' upon
20 the res, the THING, "MONICA G JUSTICE", in a purported
21 'trial' in case # 20-CR-03470 with COMMON PLEAS 'COURT'
22 FRANKLIN COUNTY OHIO, a case brought from the 'wrong
23 side of the bar' from the wrong litigant with no standing,
24 "STATE OF OHIO", Relator brings new evidence in 1/4

ADDENDUM BY
AFFIDAVIT
NOTICE TO COURT

1 the Form of an affidavit of facts concerning the
2 evidence Relator did prove in the prosecution of
3 crimes in Equity in said 'trial' brought from
4 the 'right side of the bar' by Relator relator:
5 justice with paper lawful status & standing as
6 the Executor, Settlor, Trustee, Priority Creditor & Beneficiary,
7 Fiduciary, Plenipotentiary, et al. for "MONITOR
8 JUSTICE", a cestui que vie of a Repository trust
9 administered by the "United States" (28 USC 5302(15)).
10 Wherein Relator relator justice stands in propria persona
11 sui juris ex rel, representing Self dom.

12 Relator relator justice prosecuted said cause of
13 action upon the bar / BAR in Equity as the Keeper, Holder
14 et controller of the 4th Crown of American Common Law
15 using testimony provided in open 'court' under oath under
16 penalty of perjury in said 'trial' in case # 20-CR-03470
17 with common PLEAS 'court' FRANKLIN COURT OFFIC. wherein
18 in open 'court' under oath under penalty of perjury the
19 testimony provided by various agents of Municipal, county
20 et State agencies did prove a conspiracy against right
21 in violation of 18 USC 55241 & 242, deprivation of civil
22 right under the 14th Amendment in violation of 42 USC 51963,
23 and having affected, effected said crimes for the purpose of
24 undermining the laws and treaties of the United States 2/4

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APPENDUM BY
AFFIDAVIT
NOTICE TO COURT

1 by use of threat, duress, and coercion and use of deadly
2 Force in by acts of 'domestic terrorism' in violation of
3 the "USA Patriot Act", 115 Stat. 272, § 802, Public Law
4 107-56 § 802, et al., have affected, effected Sedition and
5 Treason { Ex parte Bollman & Ex parte Swain, 8 U.S.
6 (4 Cranch) 75 (1807) } pursuant to 18 USC §§ 2381, 2382,
7 2385 & 2387 (See Exhibit ^(one) 2, attached as if fully rewritten herein).

8 Wherein pursuant to Ex parte Bollman "When war is
9 levied, all those who perform any part, however minute,
10 or however remote from the scene of action, and who are
11 actually leagued in the general conspiracy, are traitors."
12 As such, in good Faith Relator is totus: justice gives
13 notice to this 'court' so all in all, et al., know the
14 gravity of this cause upon the bar (BTR) and the potential
15 ramifications of the decisions the 'judges' of this 'court'
16 shall have to answer to, one way or another. As
17 such, Relator is totus: justice does present this Affidavit
18 of Facts concerning the cause of action case # 20-CV-03470
19 with Common PLEAS 'court' FRANKLIN COMMONWEALTH, a cause
20 that by testifying now upon the bar (BTR) is prayer non-suit
21 et a malicious prosecution. SS / RRG APR 3/20/23

22 FR
23 FP

24 is totus: justice and Rights Reserved, Exempt,
Settling, Trustee, et al. of. for "MORNING JUSTICE"; Keep
Habit, Control of No 4th Court of American Women Law 3/4

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ADDENDUM BY
AFFIDAVIT
NOTICE TO COURT

CERTIFICATE OF SERVICE

Petitioner cannot provide guarantee certificate of service due to the conditions of imprisonment et al as such asks the clerk to provide service to the Following on her behalf in the interest of justice, where if justice delayed is justice denied.

SS/RO Jm km 3/20/23

as a lotus, etc

-7, $\frac{H}{M}$

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David: jony, etc

Common PLEAS COURT

FRANKLIN COUNTY OHIO,

345 South High Street, E1 7B

Columbus, OH 43215

17-lotus: justice

AFFIDAVIT OF
FACTS OF
3/19/23

Exhibit
1

1 I, 17-lotus: justice, do confirm, convey & attest the
2 following facts by affidavit, wherein the men and women
3 as named herein & by attachment (see Exhibit A, attached
4 as if fully rewritten herein) as agents of the municipality
5 CITY OF COLUMBUS, the county FRANKLIN COUNTY OHIO,
6 and the State STATE OF OHIO, have: willfully participated
7 as principal and accessory real parties of interest in a
8 conspiracy against the Rights, the Substantive Rights, and
9 the privileges & immunities, the civil rights, of myself, my
10 wife Rae: justice (born Michael-n: crog), and others, in
11 violation of 18 USC §§ 241 & 242; and in the deprivation
12 of civil rights under the 14th Amendment in violation of
13 42 USC § 1983; and having affected, effected said crimes
14 for the purposes of undermining the laws and treaties of
15 the United States by use of threat, duress and coercion and
16 use of deadly force in by acts of domestic terrorism in
17 violation of the "USA Patriot Act", 115 STAT. 272 § 502,
18 Public Law 107-56 § 802, et al., have affected, effected
19 Sedition and Treason (Ex parte Bollman & Ex Parte Swintmont, 5
20 U.S. (4 Cranch) 75 (1807)) pursuant to 18 USC §§ 2381, 2382, 2385 & 2387.
21 Wherein between the date of June 29, 2020, and
22 July 17, 2020 agents of FRANKLIN COUNTY MUNICIPAL
23 'COURT', administrative 'judge' Ted: barrows, and 'Court'
24 bailiff David: arriaga, along with CITY OF COLUMBUS 1/30

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AFFIDAVIT OF FACTS

By r-justice; justice

ON 3/19/23

(CPD) officers Dennis: jeffrey, rager: dickinson, and
~ jeffrey: lokai as principals, and ~ Frank: sciatani,
~ Steven: beard, etal, as accessories, along with private
attorney as esquire admitti: hartzifotinos as
principal, did conspire to use FRANKLIN COUNTY
SHERIFFS OFFICE (FCSO) 'SWAT' division to affect,
effect an eviction that at that time, lay in controversy
under appeal with SUPREME 'COURT' OF OHIO case #
(number) 2020-0760, but utilizing a 'probate order' they
would acquire From PROBATE COURT' FRANKLIN COUNTY OHIO
in order to gain forcible entry into the family home of
myself & wife rae:justice, in violation of the 4th
Amendment and the laws and treaties of the United
States. As such the conspired to circumvent Due Process
of law & civil procedures in a civil cause of action laying
with the 'supreme court' of the 'state', and fraudulently
acquire a 'probate order' for the expressed purpose of
usurping the prohibitions placed upon them all by civil
process, Due Process of law, the 4th & 14th Amendments,
and the laws and treaties of the United States.

Wherefore on July 16, 2020, Magistrate Heather-J:
Wormington of PROBATE COURT' FRANKLIN COUNTY OHIO
issued a 'probate order' number MO31874 in violation of
'state' positive case law & the policies and procedures 2/30

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AFFIDAVIT OF FACTS

BY r-r:lois:justice

ON 3 / 19 / 23

1 governing said issuance, utilizing hearsay of a
2 libelous nature as conveyed to a NETABE agent,
3 ~meredith:reinhart, From unnamed sources from within
4 the CPD concerning statements made by myself in
5 public broadcasts which asserted no criminal intent and
6 which were protected as Free speech under the 1st
7 Amendment.

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FCSO ^{PCJ}

8 Wherein on July 17, 2020, Four or more v SWAT agents
9 with deputy ~Kevin: Christie as principal did wield the
10 'probate order' as if it were a 4th Amendment compliant
11 'warrant for arrest' and did criminally trespass upon the
12 property & curtilage of 2762 Beulah Road, Columbus,
13 Ohio the State, USA (43211) and did additionally enter
14 into the dwelling by way of crawling through an open
15 window, thereby criminally entering into the family
16 home of myself and wife rae: justice thinking the dwelling
17 unoccupied. whereby said FCSO SWAT agents left no
18 notice of their entry and had my wife not observed
19 their crimes and video taped them, there would have
20 been no record of them.

21 wherein on the morning of July 28, 2020, FCSO agents
22 ~Marcus: penwell, ~gary: bourquin, ~Kevin: Christie, ~derek:
23 eden, and ~michael: raven did meet at their worksite
24 at the start of their day and did make plans to 3/30

AFFIDAVIT OF FACTS
BY Ardour Justice
ON 3/19/23

1 execute 'probate order' # MO31874 WITH PROBATE COURT
2 FRANKLIN COUNTY OHIO using deadly force and with
3 plans to breach the property regardless of circumstances
4 and having no definitive knowledge if, who, or how
5 many w/nen or children were in the Family home.

6 Said agents & more of FCSO did then leave their
7 workplace and reassemble with the designs to execute
8 said 'probate order' as planned upon 2762 Beulah Road,
9 Columbus, Ohio the state, USA (43201). Where they
10 did meet FRANKLIN COUNTY MUNICIPAL 'court' agent,
11 bailiff ~david: arriaga and chief bailiff ~danny:
12 whitier at the Family home location, along with an
13 unknown number of CPD agents, inclusive of ~dennis:
14 jeffrey

15 As such at around 7:30 am on July 21, 2020, with
16 ~michael: raven as the rank of lieutenant in charge of
17 the scene, deputies ~marcus: penwell, ~gary: bouquain,
18 ~kevin: christie, ~derek: eden, et al., did approach
19 the Family home of myself & my wife at 2762 Beulah
20 Road, Columbus, Ohio the state, USA (43211) in a
21 predetermined 'stack' formation while in possession of
22 firearms with no expressed intent of breaching the Family
23 home regardless of circumstances and having no definitive
24 knowledge if, who, or how many w/nen or children

NOTED TO AMHERST COURT USE

AFFIDAVIT OF FACTS

BY a c-lotus : justice

ON 3/19/23

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1 were in the Family home sleeping in order to assist in
2 the serving of an eviction upon myself by CPD agent
3 & deans : jeffrey, no one inside knowing of the coming events.

4 Wherein once again FCSO agents as listed did
5 criminally trespass upon the property & curtilage of 2762
6 Beulah Road, Columbus, Ohio the state, USA (43211), in their
7 predetermined formation & did breach the First of two
8 metal security doors which protected entrance into the
9 home, thereby executing a no-knock warrantless breach.

10 Upon the breach of the second of two metal security
11 doors protecting entrance into the home said agents
12 & marcus : penwell, & gary : bougain, & kevin : christie, &
13 & david : eden who had entered the dwelling proper
14 while in possession of Firearms in their execution of
15 a no-knock warrantless breach were met by myself,
16 and deeming them robbers did fire upon them in
17 defence of self, others and property. Whereby they
18 did return Fire from within their position in the
19 dwelling ; striking me & firing at my wife who
20 stood behind me with over twenty rapid Fire rounds.

21 They then retreated from within the dwelling &
22 I secured the Second metal security door to prevent reentry
23 by placing heavy furniture against it. My wife &
24 I retreated to the basement to tend my bullet wound. 5/30

AFFIDAVIT OF FACTS

By Mr. John J. Jusha

ON 3/19/23

1 Agents for the FCSO called for reinforcements to
2 their ranks and upon acquiring them did occupy
3 the surrounding neighborhood properties & roadways,
4 laying siege with military style equipment & armaments
5 & obstructing the flow of traffic along multiple streets
6 for several hours. A list of the FCSO agents in attendance
7 to the siege, on scene, was acquired by
8 public records request and is provided as Exhibit A,
9 attached as if fully rewritten herein. whereby said
10 agents & others, inclusive of CPD officers, did occupy
11 the neighborhood under a military styled action with
12 agents dressed in paramilitary equipment with long
13 gun rifles & sniper rifles in acts of domestic terrorism
14 in violation of the "USA Patriot Act" for several hours.

15 During the several hours the FCSO laid siege to
16 the property, my family home at 2762 Beulah Road,
17 Columbus, Ohio the state, USA (43211), FCSO agents did
18 shoot a variety of projectable weaponry into our home
19 inclusive of OC mace & pepper gas, CS throat irritant gas,
20 Flash bang grenades, Ferret rounds, wooden baton rounds,
21 and rubber stringer grenade balls.

22 After several hours of this military styled attack
23 of our home, my wife was forced to leave the home
24 having been struck multiple times with the projectiles, 6/30

NOT

FORM

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USE

AFFIDAVIT OF FACTS

By arlotus:justice

ON 3/19/23

1 having had her hearing damaged from the flash bang
2 grenades and no longer being able to breathe due to
3 her asthma. whereby she surrendered to persons
4 in paramilitary uniforms having no identifying insignias
5 which defined their name, rank, jurisdiction, or nation of
6 origin, through the back door.

7 A short time later I positioned myself on the
8 roof, not able to breathe & in fear of my life
9 whereby I was attacked from behind by the same
10 style of persons dressed in paramilitary uniforms having
11 no identifying insignias which defined their name, rank,
12 jurisdiction, or nation of origin. Once in their
13 control I was placed into a FCSO vehicle whereby
14 CPD agent dennis: jeffrey served me an eviction
15 notice & ordered me to vacate my family home. I
16 was not served any 'probate order' by anybody.

17 During the course of the siege on our home
18 I & my wife were in communication with CPD officer
19 roger:dickinson who can confirm via recordings & in
20 trial testimony that I nor my wife were aware of the existence
21 of any 'probate order' prior to the SWAT execution of it.
22 He also averred to have no knowledge of its existence, as if
23 it were new information to him at that time.

24 After being placed under arrest & served the eviction 7/30

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AFFIDAVIT OF FACTS

BY 17-Louis Justice

ON 3/19/23

1 Notice by CPD officer Dennis Jeffrey with Officer Kyle
2 Scholl recording said incident service via his body camera,
3 I was taken to Ohio State University Wexner Center
4 Hospital for treatment of my gunshot wound to my
5 left wrist which had shattered my wrist, and thus, would
6 require reconstruction. Prior to surgery I was interviewed
7 for competency, capacity to consent to surgery, wherein no
8 psychosis diagnosis was made by any of the three
9 mental health physicians who evaluated me.

10 I was served a copy of the 'probate order' issued for
11 "Monica G Justice" on July 23, 2020, just prior to my
12 being discharged from OSU Hospital and moved to the
13 FRANKLIN COUNTY CORRECTIONAL CENTER II (FCCC II).

14 From Facts derived after the Fact, the Clerk of
15 the PROBATE COURT FRANKLIN COUNTY OHIO reported the
16 'probate order' expunged pursuant to Ohio Revised Code (ORC)
17 5122.01 (R) (4) on July 23, 2020.

18 The indictment in the name of "MONICA G JUSTICE"
19 IN case # 20-CR-03470 WITH COMMON PLEAS COURT
20 FRANKLIN COUNTY OHIO was issued on July 30, 2020,
21 with a Marla Farber as agent for Prosecuting
22 Attorney's Office FRANKLIN COUNTY OHIO presenting to
23 the Grand Jury.

24 After I was arrested, agents for the Bureau 8/30

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AFFIDAVIT OF FACTS
BY or-LOUIS: justice
ON 3/19/23

1 OF CRIMINAL INVESTIGATION (BCI) took control of
2 the scene and, as an agent of the STATE OF OHIO
3 Attorney General's office were tasked with conducting
4 a neutral investigation, wherein agent Richard
5 Ward was the lead investigator. (However it is now
6 known that prior to even my wife existing the
7 Family home during the Siege, a BCI agent Larry
8 McCoy filed criminal complaints against a "Monica
9 Justice" with FRANKLIN COUNTY MUNICIPAL COURT (See
10 Exhibit B, attached as if fully rewritten herein) at 11:42 AM.
11 His statements as affidavit in support of his criminal
12 Complaint (Exhibit B, page 3) are the same language used
13 in the 'Felony Arraignment Sheet' (See Exhibit C, attached as
14 if fully rewritten herein), emphasis on the language "probate
15 warrant" & "attempted to make entry into the residence",
16 which are misrepresentations of law, as a 'probate order' is
17 not a 4th Amendment compliant warrant for arrest or search,
18 & fact, as SWAT deputies were already within the dwelling
19 proper having breached 2 (two) metal security doors prior
20 to my effecting gunfire in self defense of self, others
21 and property.

22 wherein at the initial municipal arraignment in case
23 #S 20-CR-10576-1 & 2 on July 25, 2020, (See Exhibit
24 D, attached as if fully rewritten herein) 9/30

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AFFIDAVIT OF FACT
BY Monica Justice
ON 3/19/23

1 bond was set for four million dollars.

2 At the Felony arraignment in case #20-CR-03470
3 with Common Pleas Court Franklin County Ohio the
4 bond was 'lowered' to two million dollars.

5 At both the arraignments I plead "demurrer,"
6 a legislative right pursuant to ORE 2937.04, 2941.47,
7 2941.53, 2941.57, & 2943.06, as counsel for Defense as
8 the Settlor, Executor, Trustee, etc., of "MONICA G JUSTICE".

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9 Wherein pursuant to Rules of Criminal Procedure Rule
10 12(A) the "judiciary" of the STATE OF OHIO has
11 abolished said legislative right to the plea of "demurrer"
12 pursuant to their presumed authority to oversight law
13 with judicial rules pursuant to Ohio Constitution Article
14 IV Section 5(B), emphasis capital, upper case "B".

15 Knowing that the 'probate order' was being characterize
16 as a "warrant" by all state, county & municipal agents
17 inclusive of the administrative judge David Young in
18 the criminal case #20-CR-03470, I did file an
19 appeal objecting to both the administrative 'judge'
20 David Young & prosecuting attorney for the state Marla
21 Farbacher characterizing said 'probate order' as a
22 "warrant" (See Exhibit E, attached as if fully rewritten
23 herein, emphasis page 11, line 16 to page 12 line 12),
24 and its continue use as such. 10/30

AFFIDAVIT OF FACTS

By ~~Mr.~~ Justice

ON 3/19/23

1 Wherein upon Filing the appellate case # 20AP-552
2 with 10th APPELLATE 'COURT' FRANKLIN COUNTY OHIO,
3 it was then that I was told that said 'probate
4 order' # MO31874 with PROBATE 'COURT' FRANKLIN
5 COUNTY OHIO had been expunged 2 July 23, 2020
6 pursuant to ORC 5122.01(R)(4).

7 Wherein in said case # 20AP-552 with the
8 appellate 'court' I challenged "the lawfulness,
9 legality of the issuance of a 'probate order' and
10 its subsequent use as a warrant for arrest and
11 as a foundation for criminal indictment" (See
12 Exhibit F, attached as if fully rewritten herein).

13 Wherein, being "expunged" pursuant to ORC 5122.
14 01(R)(4), after the appellate 'court' reviewed "the
15 probate, common pleas, and municipal court dockets,"
16 and discerning "no final order from which appellant
17 can appeal," nor did they recognize the copy of the
18 order provided to them, erroneously stating "appellant"
19 didn't "direct" them "to any such order over which
20 this court has jurisdiction"; the appellate 'court'
21 dismissed the case # 20AP-552 (ibid. Exhibit F)

22 I later confirmed that said 'probate order'
23 being used as a foundation for indictment and/or
24 wielded as a "probate warrant" in compliance 11/30

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AFFIDAVIT OF FACTS
BY MS-Johar Justice
ON 3/19/23

1 With the 4th Amendment was in fact an expunged, null
2 and document by additional Filings I Filed with
3 The PROBATE 'court' FRANKLIN COUNTY OHIO (See
4 Exhibit G, attached as if fully rewritten herein) and
5 as such pursuant to ORC §122.01 (C), all rights
6 were to be restored, 'courts' were to treat it as if it
7 did not exist, was violated, was void, and I
8 should have been provided a copy of any information
9 conveyed to any other person concerning said 'order', to
10 which I have never received.

11 Additionally, public records requests were filed, again
12 confirming said 'probate order' as issued by said
13 'probate court' on July 16, 2020 in case # MA21874 was
14 indeed a null and document (See Exhibit H, attached
15 as if fully rewritten herein).

16 Still, from the date of the hearing held on
17 September 9, 2020 (Ibid Exhibit E) administrative
18 judge David Young a prosecuting attorney for the
19 'state' Marla Farbacher did use said expunged
20 'probate order' expunged on July 23, 2020, to
21 challenge my competency to operate as counsel
22 for the Defense (See Exhibit E, emphasis page 11
23 line 1 to page 13 line 4, attached as if fully rewritten
24 herein). As such, I was prevented from making 12/30

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AFFIDAVIT OF FACTS

BY no-louis justice
ON 3/19/23

1 a recid in the criminal case, was declared incompetent
2 to act as Counsel & respectively "MONROE & JUSTICE"
3 was declared incompetent to stand trial when I did
4 exercise my 5th Amendment right, refusing to cooperate
5 with their conspiracy to cultivate libelous, fraudulent
6 evidence. Wherefore while under declarations of
7 incompetency to stand trial by order of David Young
8 I was denied bail (ment), bond in violation of the
9 8th Amendment & had my right to a speedy trial
10 denied in violation of the 6th Amendment.

11 Wherein 'competency' was restored at the beginning
12 of January 2022 and then shortly thereafter David
13 Young ordered "MONROE & JUSTICE" held without
14 benefit of bail (ment), bond pursuant to State Statute
15 provisions, to be held in indefinite detention until
16 trial. Wherein I was held at FCCCII under cruel
17 & unconstitutional conditions to which I have documented
18 by affidavits laid in the criminal case, and on
19 the TWIN VALLEY BEHAVIORAL HOSPITAL for a short
20 term in the Fall of 2021, for a total time of
21 imprisonment against my will from July 21, 2020 to
22 trial date of March 6, 2023, of almost 33 (thirty
23 - three) months

24 Again, during that time period my Due Process 13/30

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AFFIDAVIT OF FACT
BY a r l o w : j u s t i c e
ON 3/19/23

1 rights, equal access to the law, equal protection under
2 the, etd., were repeatedly denied by FCCC II staff
3 by their patterns and practices of unconstitutional
4 conditions. I was also subjected to physical tortures
5 and permanent physical harm & injury, having
6 been subjected to long term isolation lasting for
7 more than seven months though a medical needs
8 down was available & could accommodate my wrist
9 injury & having been feloniously assaulted multiple
10 times by others being held at the jail, having:
11 my shoulder broken; my nose broken multiple times;
12 my similar blade & foot fractured; my retina torn
13 & requiring surgery in my right eye; my left
14 eye orbital fractured; and suffering multiple cuts
15 & scratches & injuries requiring stitches when they
16 offered them. Wherefore apparently what would garner
17 an arrest & charges picked up by the 'State' when
18 one is not in jail, is accepted, common every day
19 behavior tolerated by staff & county prosecutors office
20 alike when one is housed at FCCC II. The biggest &
21 most enduring tortures though are the depravity of
22 recreation & sunlight which, other than going to &
23 from 'court' hearings, I have been deprived of for
24 almost 33 (thirty three) months now, and 14/30

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AFFIDAVIT OF FACTS
BY n-lotus: justice
ON 3/19/23

1 being deprived of my Orthodox Christian diet which
2 resulted, has resulted in my being hungry, feeling
3 starved most of those 33 (thirty three) months. Being
4 an orthodox Christian I am not trapped in my
5 flesh but I am concerned of the loss of weight
6 I have incurred a long term affects to such regular,
7 prolonged starvation.

8 wherefore both advised: young as administrative
9 'judge' in the criminal case of agents of the Prosecuting
10 Attorney's Office FRANKLEW COURTNEY as counsel for
11 FCSO have been willfully complicit in the
12 continuation & perpetration of the multitude of torts
13 & trespasses I have endured while imprisoned at
14 FCC II. where the conditions here^{in FCC II} are kept as they
15 are, though known to not be in compliance with
16 constitutional standards, in order to create a torture
17 which promotes 'defendants' housed here to seek a
18 quick end to their imprisonment in the form of a
19 plan to escape the threats, duress & coercions, the
20 tortures they are made to live in & endure twenty -
21 four hours a day, three hundred sixty five days out of
22 the year, at FCC II.

23 Despite these tortures and violations of my
24 Substantial Rights, privileges & immunities I 15/30

AFFIDAVIT OF FACTS
BY in-locus: justice
ON 3/19/23

1 I did my best to effect an effective Defense
2 in the cause brought against "MONITA & JUSTICE"
3 wherefore knowing that there was exculpatory
4 evidence being deprived by Prosecution in their
5 'discovery' disclosures conveyed in 'comity' as I
6 did not invoke discovery rules for specific reasons
7 brought forth and presented in writing in pleadings
8 upon the record of the case. wherefore I invoked Brady
9 Rules and sought evidence relative to defense
10 by subpoena duces tecum which were met with
11 timely issues, clerk errors & improper service by
12 FCSO agents. I prepared for trial and subpoenaed
13 witnesses as real parties of interest to the events
14 of July 17 & 21, 2020, as well as the events
15 leading up to it pertaining to the eviction case
16 itself and was obstructed from bringing forth
17 any such witnesses by motions to quash being
18 granted by reid: yang (See Exhibit I, attached
19 as it fully rewritten herein), inclusive of a
20 subpoena ad testificandum issued to clarry:
21 mccoy of BCI who is by law the accuser in
22 this cause of action (See Exhibit I, emphasis
23 page 3) subpoenaed to produce documents & testify
24 to them. As such, Defense was denied the right 16/30

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AFFIDAVIT OF FACTS

By Mr. Louis Justice

ON 3/19/23

1 Confront the witnesses brought against the defendant
2 inclusive of accuser Larry McCoy, and to have
3 compulsory process for obtaining witnesses in their
4 favor in violation of Due Process (4th, 5th & 6th
5 Amendment)

6 wherein David Young as administrative 'judge'
7 in the criminal case of actin did also ignore all
8 of the Counsel for Defense's pleadings, some as affidavits,
9 brought forth seeking remedy & relief for the
10 violation to Due Process, equal protection & access to
11 the law, and quashed them of his own accord
12 without prosecution for state objections. wherein
13 he attributed my invocation of Brady Rule, exercise
14 of Due Process and demands to be housed in a
15 Constitutionally compliant Facility to be rooted in
16 'sovereign citizen' ideology, Federally classified as
17 domestic terrorists ideology (See Exhibit J - attached
18 as it fully rewritten herein).

19 wherefore I made multiple attempts through
20 appellate process & by affidavits of disqualification
21 to stymie his actions & judgments rooted in prima
22 facie bias & prejudice but did not prevail, despite
23 filing a mandamus action with the SUPREME COURT
24 OF OHIO seeking his recusal a week before the trial, ^{17/30}

NOT FOR COMMENT OR USE

AFFIDAVIT OF FACTS
BY a notary public
ON 3/19/23

1 and despite laying a pleading seeking a mistrial
2 if he continued to 'trial' as the trial judge for
3 his bias & prejudices in the lower 'court' criminal
4 cause of action, which he did. (Document # DBP23-032
to R13)

5 As such, 'trial' in this case began March 6, 2023.
6 Where eventhough the 'judge' & the Prosecutor deemed
7 this a criminal cause of action, standing in propria
8 personam I knew it to be a cause in Equity,
9 brought to the 'wrong side of the bar/BAR' by the wrong
10 litigant. As such, while they thought they were
11 having a 'trial' to adjudicate the crimes of the
12 stated 'defendant' "MORRIS & JUSTICE", I did
13 prosecute the case in Equity for crimes of 'State';
14 violators of the 4th Amendment, et al., & inclusive of
15 Treason & Sedition from the 'right side of bar/BAR'
16 as the Priority Creditor & Beneficiary, Executor, et al.

17 Wherein said 'trial' which ran from March 6, 2023,
18 to March 17, 2023, did prove the following as facts
19 affirmed under oath in testimony, in their oaths given.

20 Deputy "Kevin" Christie did confirm his suspicions
21 after the fact that SWAT was used to assist in the
22 execution of an ~~eviction~~ ^{eviction}, that the 'probate order' was
23 acquired to enjoin them to its execution in the
24 seizing of the subject needing served by CPD. 18/30

NOT FOR COURT USE

AFFIDAVIT OF FACTS
BY a r-louis:justice
ON 3/19/23

1 therefore he did acquire such definitive knowledge by
2 documents acquired through a public records request
3 demanding internal communications between all parties
4 per the 'probate order', the eviction, 'Monica G Justice'
5 where in through they are hearsay for 'trial' they may
6 be presented here for posterity (see Exhibits K & L,
7 attached as if fully rewritten herein). Where there
8 are many more concerning the conspiratorial activities
9 taking place between 6/29/20 & 7/21/20 disclosing
10 even more complicit actors. Wherefore testimony from
11 the 'trial' taken without the jury present interviewing
12 Defense witness dimitri: katzifotinos confirms
13 these emails, but were denied entry into the record
14 by darvid: young as no relevant to the cause on
15 trial? As such they are preserved for appellate
16 purposes, evidence, for the Defense denied entry by
17 darvid: young.

18 Next, deputy ngary: bargain under cross did
19 admit that FCSD ^{SWAT} did execute the 'probate order' in
20 the same manner they execute "warrants" for arrest
21 & "warrants" for search.

22 Deputy derick: eden under cross admitted that
23 FCSD officers did assemble at work, did affect a
24 plan to execute the 'probate order' and then did 19/30

NOT FOR COMMERCIAL USE

AFFIDAVIT OF FACTS
BY no-10ms:jaithe
ON 3/19/23

1 leave work, travel & reassemble at the location of
2 2762 Beulah Road, Columbus, Ohio 43211, for the
3 purposes of executing the 'probate order' as planned,
4 agreeing ahead of time to breach the Family home
5 even if no one was, could be definitively determined
6 to be inside.

7 BCI agent Richard:ward did testify in cross
8 that the BCI investigation found no exigent
9 circumstances existed at the time of 'probate order'
10 execution when quizzed as to why criminal
11 charges were filed against the defendant considering
12 the 'probate order' was executed as it was, by
13 breaching the Family home doors with force despite
14 there being no exigent circumstances justifying said
15 breach, he stated that the 'probate order' was
16 deemed to have been executed properly, legally.
17 When asked by whom, he stated the Prosecutors'
18 Office. When I asked by whom in the Prosecutors'
19 Office, he answered maria:Farbaker, confirming
20 in 'court' she was the one prosecuting the case
21 on 'trial' and was in the 'court' room at the time of
22 his testimony.

23 Next FCSO Sheriff dallas:baldwin confirmed
24 that execution of 'probate orders' resulting in a 20/30

NOT FOR COMMENTARY W/E

AFFIDAVIT OF FACTS
BY 15-10105: justice
ON 3/14/23

1 Breach of the home requires the existence of exigency.
2 He also affirmed that SWAT would not be used to
3 effect an eviction.

4 Lieutenant Michael J. Raven did testify that he
5 did have communications with a bailiff with the
6 municipal 'court', conveying below information about
7 the subject of the 'probate order' being a "Sovereign
8 citizen". He also testified that FCSO officers did
9 assemble at work, did affect a plan to execute
10 the 'probate order' and then did leave work, travel &
11 reassemble at the location of 2762 Beulah Road,
12 Columbus, Ohio, 43211, for the purposes of executing
13 the 'probate order' as planned, agreeing ahead of
14 time to breach the Family Home even if ~~no~~ one was,
15 could be definitively determined to be inside, in
16 this case, as per previous testimony, without
17 exigency & in the same manner as a 'warrant for
18 arrest', 'warrant for search' (infired) is served by
19 SWAT.

20 wherein Defense exhibits 1 & 3 in the trial are
21 bailiff reports created by bailiff david arriaga
22 for dates 6/29/20 & 7/21/20 which confirm on report
23 date 6/29/20 that CPD determined it could not attempt
24 to breach the Family Home as it was a civil matter 21/30

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AFFIDAVIT OF FACTS
BY ar-lotus justice
ON 3/19/23

1 and there were no criminal charges filed against me,
2 that threats to retaliate (PD) in their attempts to execute
3 an eviction only rose to a misdemeanor which does
4 not qualify for SWAT (See Exhibit M, attached
5 as it fully rewrites herein).

6 A bailiff report that was not allowed, deemed hearsay,
7 during the 'trial' does however confirm testimony from
8 then Lieutenant Michael Raven's statements concerning
9 receiving a phone call from a MURKIN 'court'
10 FRANKLIN county Ohio bailiff, which in this
11 case appears to be David Arruga (See Exhibit
12 N, attached as it fully rewrites herein).

13 Court record in case # 2020-CV-12122, the civil
14 eviction cause of action, prove that on 7/1/20 duty
15 'judge' Ted Barrons issued an order for Police (CPD)
16 to assist set out, further threatening them with contempt
17 if they did not comply with his order (See Exhibit
18 O, attached as it fully rewrites herein).

19 wherein with the two email threads acquired
20 from the same people, agency deputy Kevin Christie
21 acquired them from, one can pull all the pieces
22 together into a series of events which led from
23 the June 29, 2020 events all the way to the
24 to the execution of the 'prostate order'. 22/30

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APPENDIX OF FACTS

BY a. r. - l. o. t. a. s. : j. u. s. t. i. c. e.

O. N. 3/19/23

On 6/29/2020 when CPD refused to assist in the execution of the eviction, it being a civil matter in controversy, r. t. e. d. i. b. a. r. r. o. w. s., a. d. m. i. n. i. n. i. n. a. t. z. i. f. o. t. i. n. o. s., e. t. a. l., conspired to find a way to solicit SWAT involvement in order to work around, legally maneuver around the law that bound them. Wherein after the FCSO notified them they would not assist CPD in the eviction, said same CPD agents conspired to acquire a right unseen 'probate order' using whatever means it took to get it.

Wherein FCSO received the 'probate order' of were pushed by libelous & inflammatory rhetoric from the bailiff of the 'probate order' declaring the subject of the eviction and the 'probate order' a domestic terrorist expressing, declaring themselves a 'sovereign citizen', which I have never, would never do.

Once the probate order was acquired by CPD, FCSO assembled, traveled then reassembled for the purpose of executing the 'probate order' as if it were a 4th Amendment compliant 'warrant' for arrest, and/or search, which it was not.

Wherein when no exigency existed, they ignored that fact of law required to make such warrantless raids & breaches of a family home legally 23/30

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APPENDIX OF FACTS
BY 17-10-10-10: justice
ON 3/19/23

1 acceptable under the 4th Amendment, and still chose
2 to continue with their plan of attacks which would
3 violate the 4th Amendment.

4 After the events of that day, et al., marla:
5 Farbacher made a determination that said warrantless
6 breach of our Family home without exigency were
7 legal, in contradistinction to a wide variety of
8 positive case law, & the 4th Amendment.

9 By withholding such exculpatory evidence from
10 the Defense she has been allowed to utilize all
11 aspects of the 'probate order' as if it had never
12 failed to be served, been executed in violation of
13 the 4th Amendment & had not been 'expunged' (ORC
14 §122.01 (R)(a)) by the issuing 'court':

15 wherein if the breaching of our Family home
16 was unconstitutional as the facts & testimony do ~~do~~ assert,
17 we most definitely had ~~or~~ a right to
18 protect ourselves from such criminals operating very
19 poorly, under the 'color of law' & who seek to
20 approach us with the use of deadly force & or
21 deadly force which could end in our death.

22 whereas the 4th Amendment is written specifically
23 to preserve our Substantial Rights averred therein
24 from the abuses of actors operating under the color of ~~the~~ 24/30

AFFIDAVIT OF FACT
BY n-lotus justice
ON 3/19/23

1 law' it is especially upsetting to have a Prosecuting
2 Attorney's Office agent ignore it when it happens,
3 which a moria: Farbacher did in this case, probably
4 because it would lead back to acts just as
5 egregious in the fraudulent cultivation & acquisition
6 of a 'probate order' used to circumvent the law
7 & civil procedures & in the assistance of an
8 eviction execution.

9 wherein all of the acts tangentially connected
10 to each other prove the levying of war against
11 my self, my family & kill those entire neighborhood
12 was occupied by paramilitary operations & acts of
13 domestic terrorism.

14 wherein Ex parte Ballman and Ex parte Swartwout,
15 8 U.S. (4 Cranch) 75 (1807) avers "to constitute the
16 levying of war, there must be an assemblage of men for
17 the purpose of effecting by force a treasonable purpose.
18 Existence of men to serve against government is not sufficient.
19 When war is levied all those who perform any part,
20 however minute, or however remote from the scene of
21 action, and who are actually leagued in the general
22 conspiracy are traitors.

23 Any assemblage of men for the purpose of revolutionizing
24 by force the government established by the United States 25/30

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AFFIDAVIT OF FACTS

BY and before: justice

ON 3/19/23

1 in any of its territories, although as a step to, or the
2 means of executing some greater project, amounts to
3 levying war. The traveling of individuals to the place
4 of rendezvous is not sufficient, but the meeting of
5 particular bodies of men, and their marching from places
6 of partial to a place of general rendezvous, is such
7 an assemblage as constitutes the levying of war."

8 Wherein pursuant to Article III, Section 3, Cl. 1 of all
9 the Federal Constitutions asserts the "Treason against the
10 United States shall consist only in levying war against
11 them, or in adhering to their enemies giving them aid
12 and comfort. No person shall be convicted of Treason
13 unless in the testimony of two witnesses to the same overt
14 act, or on confession in open court".

15 Wherein in open 'court' under oath under penalty of
16 perjury & death: eden and michael: raven did testify
17 that an assemblage of men, FCSO agents marcus:
18 penwell; gary: bowman; kevin: christie, derek: eden,
19 michael: raven; et al did meet at work & make plans
20 to execute a 'private order' in violation of the 4th
21 Amendment, et al, and did then travel to 2762 Beulah Road,
22 Columbus, Ohio, USA (43211), area & meet agents of CPD
23 with the intent of conspiring to execute said 'private order'
24 in violation of the 4th Amendment, et al, For the purposes 26/30

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AFFIDAVIT OF FACTS
BY ~~nr-locus~~: justice
ON 3/19/23

1 of executing a civil action in which deadly force &
2 breach of a property without exigency is forbidden by
3 law & statute. This is levying war, this is treason.

4 They then occupied the neighborhood in military
5 fashion & effected domestic terrorism (Ibid. "USA Patriot
6 Act").

7 All those who performed any part of the cultivation
8 and/or planning and, or the action itself, and/or the
9 covering up of the cultivation, planning and/or action
10 itself, in the general conspiracy itself against myself,
11 my wife, my family & Kirk as my neighbors are
12 Traitors.

13 The Facts as I have put forth herein & which I
14 have brought forth in the prosecution of said crimes
15 under Equity in the lower court case # 20-GR-03470
16 as the proper personam (in propria personam) representing
17 Self-don. From the 'right side of the bar | BAR' prove
18 such crimes of conspiracy against substantive rights,
19 privileges & immunities, deprivation of civil rights,
20 domestic terrorism, sedition, ^{or} treason, prima facie.

21 1. ET.

22 ~~nr-locus~~: justice All Rights Reserved, Executor, Settlor,
23 Trustee, etc., of for "MORRIS & SWITTE", Keeper, Holder,
24 & controller of the 4th Court of American Common Law 27/20

NOT FOR COMMON CARRIAGE USE

AFFIDAVIT OF FACTS
BY Mr. Louis Justice
ON 3/19/23

EXHIBITS

NOT FOR
COMM
COURT
USE

- 1
- 2
- 3 Exhibit A - List of FCSO agents on scene on July 21, 2020,
- 4 2 pages total.
- 5 Exhibit B - FRANKLEN COUNTY MUNICIPAL "COMPLAINT" 1&2
- 6 Filed by Larry McCoy of BCI, & the attached
- 7 affidavit in support of criminal complaints, 3 pages total
- 8 Exhibit C - Felony Arraignment Sheet & associated
- 9 indictment, 6 pages total.
- 10 Exhibit D - Case docket for FRANKLEN COUNTY
- 11 MUNICIPAL COURT "COMPLAINT" 1&2, 13 pages total.
- 12 Exhibit E - Transcript of Proceedings held September 9,
- 13 2020, in case # 20-CR-03470 with COMMON PLEAS
- 14 "COURT" FRANKLEN COUNTY OHIO, 22 pages total.
- 15 Exhibit F - Case # 20AP-552 with 10th APPELLATE "COURT"
- 16 FRANKLEN COUNTY OHIO, "JOURNAL ENTRY FOR DISMISSAL"
- 17 and docket of the case, 6 pages total.
- 18 Exhibit G - Correspondence of March 21, 2021, from Jeffrey
- 19 d. Mackey as "judge" of PROBATE "COURT" FRANKLEN
- 20 COUNTY OHIO, confirming "probate order" case # MO21874
- 21 "dismissed & expunged", 5 pages total.
- 22 Exhibit H - public records request requesting all
- 23 documents in re of "Monica Greer Justice" as of
- 24 October 8, 2021, proving no "probate order" existing 28/30

AFFIDAVIT OF FACTS
BY ~~not~~ ~~ictus~~: justice
ON 3/19/23

- 1 in said 'court', 11 pages total.
- 2 Exhibit I - March 3, 2023, "Decision & Entry" in
3 case #20-CR-03470 from david: young, 15 pages total
- 4 Exhibit J - March 3, 2023 "ENTRY" in case
5 #20-CR-03470 from david: young, 6 pages total.
- 6 Exhibit K - Email thread from June 29, 2020 to
7 July 3, 2020, "not observe anything in men that would
8 meet pink slip/probate criteria," 5 pages total
- 9 Exhibit L - Email thread from June 29, 2020 to
10 July 21, 2020, "Sheriff has indicated they will not
11 assist with this," 4 pages total.
- 12 Exhibit M - 6/29/2020 date of incident report produced
13 by david: arraga concerning CPD not being able to
14 breach a property as it is a civil matter not a
15 criminal one, 1 page total
- 16 Exhibit N - 7/17/2020 date of incident report produced
17 by david: arraga concerning conversations had with
18 the Lieutenant Raven of the FCSO SWAT division of
19 his being unhappy of how a CPD order was turned into
20 a probate order, 1 page total
- 21 Exhibit O - 7/1/2020 MUNICIPAL 'COURT' FRANKLIN
22 COUNTY OTHER 'COURT' order in case # 2020-CVG-12182
23 threatening contempt on CPD if they don't assist,
24 6 page total with docket statement.

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AFFIDAVIT OF FACTS
BY *ip-lotus:justice*
ON 3/19/23

I affirm, convey, and attest under penalty of perjury
by the laws of the United States, without the "United
States" (28 USC 51746(i)), that the statements made
herein are known to be true to me with the Creator
as my witness (St John 5:31-32)

RPD APR 3/20/23

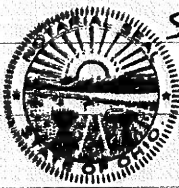
1

SS ip-lotus:justice, All Rights Reserved
Executor, Settlor, Trustee, etc., of, for
"MONETA C JUSTICE", et al., resurrected
Sui juris; Keeper, Holder & Controller
of the 4th Crown of American Common
Law; in propria personam, sui juris
et rei; consecrated as *locus*, et al

NOT FOR COMMERCIAL USE

Sworn to, or subscribed and attested in my presence
this 20 day of MARCH, 2023.
My Commission expires MARCH 24, 2027.

Sybil L. Saxon
Signature of Notary Public



Sybil L. Saxon
SYBIL L. SAXON
Notary Public, State of Ohio
My Commission Expires 3/24/27

3/20/23

Date

Public Records Request
List of July 21 2020
at Standoff

Exhibit A

1 of 2

- BADGE NAME
- 81, Deputy Robert McKee
- 261, Deputy James Boyd
- 421, Deputy Benjamin Corbitt
- 446, Deputy Tressa Brinkley
- 625, Deputy Tanya White
- 682, Deputy Nils Rautio
- 689, Deputy Joseph Pearson
- 704, Deputy Jeremy Copas
- 744, Deputy Thomas Gravlin
- 787, Deputy Jessie Hatfield
- 808, Deputy Jerry Sung
- 811, Deputy Kevin Phillips
- 817, Deputy Scott Randle
- 840, Deputy John Thompson
- 891, Deputy Travis Carter
- 899, Deputy Christy Little
- 915, Deputy Laura Richards
- 926, Deputy Charles Hamilton
- 952, Deputy Tyler Hartley
- 991, Deputy Kenneth Upton
- 1005, Deputy Jennyfer Ingles
- 1040, Deputy Ted Williams
- 1095, Deputy Denny Blust
- 1110, Deputy Clayton Kern
- 1113, Deputy Jason Moore
- 1120, Deputy Daniel Adkins
- 1127, Deputy Daniel Fahy
- 1147, Deputy Al Wansik
- 1154, Deputy Thomas Franks
- 1156, Deputy Geoffrey Goerke
- 1159, Deputy David Maynard
- 1167, Deputy Benjamin Townsend
- 1180, Deputy Neil Malernee
- 1250, Deputy Darrah Metz
- 1273 Deputy Roy Biaz (Note: In the Department file, it is spelled Bias)
- 1528, Deputy Demarco Marable

A, Sheriff Dallas Baldwin

- CH Dep 1, Chief James Gilbert
- CHAP1, Father Leo Connolly
- L4, Lieutenant Dean Graham
- L6, Lieutenant Timothy Christian
- L7, Lieutenant Michael Raven
- M8, Major James Simmons
- PIO 576, PIO Marc Gofstein (Note: He is listed as the Public Information Officer on the Department list) I have no idea what the 576 means as it is not on the other listing)
- S17, Sergeant J. Douglas Warner
- S30, Sergeant Paul Chairez
- S32, Sergeant Nicholas Williams

(of 2)

S46, Sergeant Daniel Knopp
S47, Sergeant Michael Miller
S61, Sergeant Brian Toth
S69, Sergeant Jeffrey Valentine
S71, Sergeant Craig Sprang
S99, Sergeant Jacob Heaberlin

EXHIBIT A
2022

FRANKLIN COUNTY SHERIFF'S DEPARTMENT SWAT TEAM, COLUMBUS, OHIO

1032, Deputy Marcus Penwell
980, Deputy Gary Bourquin
1203, Deputy Nathan Chalfant
724, Deputy Kevin Christie
S12, Sergeant Austin Francescone
1103, Deputy Derek Eden

Franklin County Municipal Court

Lori M. Tyack, Clerk of Court 375 S. HIGH ST., COLUMBUS, OHIO 43215

State of Ohio
County of Franklin
City of Columbus

v: Monica Justice
DEFENDANT

20 JUL 21 11:42
FRANKLIN COUNTY
MUNICIPAL COURT
CLERK
TIME STAMP

OTHER JURISDICTION

COMPLAINT

Complainant, being duly sworn, states that the above named defendant, at Franklin County / Columbus, Ohio, on or about the 21st day of July, 2020 did: Knowingly cause serious physical harm to Marcus Peawell, To wit: Monica Justice did shoot victim with a firearm. victim is a law enforcement officer.

Exhibit
B

in violation of section 2903.11(A1) City Code Misdemeanor O.R.C. , a Felony of the 1st degree.

Complainant LARRY McCOY SIGNATURE PRINT FULL NAME BADGE NUMBER 83

1560 ST Rt 56, OHIO DCI ADDRESS OR AGENCY & ASSIGNMENT London CITY OH STATE 43140 ZIP CODE

Sworn to and subscribed before me, this

21st day of July, 2020

Lori M. Tyack

Clerk of the Franklin County Municipal Court

By [Signature]
CLERK / DEPUTY CLERK / NOTARY PUBLIC / PEACE OFFICER

Notary Seal & Expiration Date

Lori M. Tyack

Clerk of the Franklin County Municipal Court

ARREST WARRANT

To any law enforcement officer of the State of Ohio:
You are hereby commanded to arrest the above named defendant and bring him/her before the Franklin County Municipal Court without unnecessary delay, to answer to the complaint hereon. WHEN APPLICABLE, IN ACCORDANCE TO CRIMINAL RULE #4, THE WARRANT HAS BEEN ISSUED BEFORE THE DEFENDANT HAS APPEARED AND THE BAIL PROVISION CRIMINAL RULE 46 SHALL APPLY. ARRAIGNMENT COURT IS HELD IN COURTROOM 4C AT 9:00 AM., MONDAY THROUGH FRIDAY.

State # _____ Control # _____
By [Signature] DEPUTY DATE 7/21/20

Complaint Number

GB 112403 Issuing Officer L. McCoy

Badge Number 83

Case No. 20/10576-1

SUMMONS
 WARRANT
 MISDEMEANOR CITATION

Charge: Felonious Assault

Section Number 2903.11 City Code O.R.C. Offense Date 7/21/20 Offense Time 8:04 AM PM

Offense Location 2762 Beulah Road Suspect Cruiser Dist. _____

Name Justice Monica
LAST FIRST MIDDLE

Street 2762 Beulah Road

City Columbus State OH Zip 43211

SEX F RACE W HGT 5'07" WGT 160 HAIR Red EYES Blue

DOB 1/6/67 S.S.# 500-74-2752 DL/I.D.# RT4165830

SUMMONS: Read Notice #1 on reverse side.

You MUST appear in courtroom 4C or 15A on the date and time indicated. I personally served the Defendant a copy of this Summons on _____ Signature _____

Type of SUMMONS Service Requested:

Personal Certified Mail

CITATION: Read Notice #2 on reverse side.

Court appearance is OPTIONAL. You must contest this citation by appearing in COURTROOM 4C COURTROOM 15A on the date and time indicated.

COURT DATE & TIME

_____:_____:_____:_____
MONTH DAY YEAR TIME AM PM

X
This is not an admission of guilt. AN ARREST WARRANT will be issued if you do not properly respond to this charge.

Franklin County Municipal Court

Lori M. Tyack, Clerk of Court 375 S. HIGH ST., COLUMBUS, OHIO 43215

State of Ohio
County of Franklin
City of Columbus

v: Monica Justice
DEFENDANT

30 JUL 2011 11:42
FRANKLIN COUNTY
MUNICIPAL COURT
LORI M. TYACK
CLERK OF COURT
TIME STAMP

OTHER JURISDICTION

COMPLAINT

Complainant, being duly sworn, states that the above named defendant, at Franklin County / Columbus, Ohio, on or about the 21st day of July, 2020 did: Knowingly cause serious physical harm to Gary Bourquin. To wit: Monica Justice did shoot the victim with a firearm. victim is a law enforcement officer.

in violation of section 2903.11 A.1 City Code O.R.C., a Misdemeanor Felony of the 1st degree.

Complainant

SIGNATURE

PRINT FULL NAME

BADGE NUMBER

1560 Sgt 56, Ohio BCI
ADDRESS OR AGENCY & ASSIGNMENT

London
CITY

OH
STATE

43140
ZIP CODE

Sworn to and subscribed before me, this

21st day of July, 2020

Lori M. Tyack

Clerk of the Franklin County Municipal Court

By

CLERK / DEPUTY CLERK / NOTARY PUBLIC / PEACE OFFICER

Notary Seal & Expiration Date

Lori M. Tyack
Clerk of the Franklin County Municipal Court

ARREST WARRANT

To any law enforcement officer of the State of Ohio:
You are hereby commanded to arrest the above named defendant and bring him/her before the Franklin County Municipal Court without unnecessary delay, to answer to the complaint hereon. WHEN APPLICABLE, IN ACCORDANCE TO CRIMINAL RULE #4, THE WARRANT HAS BEEN ISSUED BEFORE THE DEFENDANT HAS APPEARED AND THE BAIL PROVISION CRIMINAL RULE 46 SHALL APPLY. ARRAIGNMENT COURT IS HELD IN COURTROOM 4C AT 9:00 AM., MONDAY THROUGH FRIDAY.

State #

Control #

By

DEPUTY

DATE

Complaint Number

GB 112404

Issuing Officer

L. McCoy

Badge Number

83

Case No.

20/10576-2

SUMMONS
 WARRANT
 MISDEMEANOR CITATION

Charge: Felonious Assault

Section Number

City Code O.R.C.

Offense Date

7/21/20

Offense Time

8:04

PM

Offense Location

2762 Beulah Road

Suspect Cruiser Dist.

Name

Justice

Monica

MIDDLE

Street

2762 Beulah Road

City

Columbus

State

OH

Zip

43211

SEX

F

RACE

W

HGT

5'07"

WGT

160

HAIR

Red

EYES

Blue

DOB

1/6/67

S.S.#

500-74-2752

DL I.D.#

RF465830

SUMMONS:

Read Notice #1 on reverse side.

You MUST appear in courtroom 4C or 15A on the date and time indicated. I personally served the Defendant a copy of this Summons on _____ Signature _____

Type of SUMMONS Service Requested:

Personal Certified Mail

CITATION:

Read Notice #2 on reverse side.

Court appearance is OPTIONAL. You must contest this citation by appearing in COURTROOM 4C COURTROOM 15A on the date and time indicated.

COURT DATE & TIME

MONTH	DAY	YEAR	TIME	AM PM

X
This is not an admission of guilt. AN ARREST WARRANT will be issued if you do not properly respond to this charge.

In the Franklin County Municipal Court

County of Franklin, State of Ohio

v.

Monica Greer Justice

Person Named In Complaint

20 JUL 21 AM 11:42
FRANKLIN COUNTY
MUNICIPAL COURT
LOCAL 13


AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Special Agent Larry McCoy do hereby swear or affirm that I have the following cause to believe that the individual named in the attached complaint committed the alleged offense:

- I witnessed the offense and have personal knowledge of the facts alleged in the complaint.
- The facts of the offense were reported to me by _____ and I have a substantial basis to believe this person is credible and that there is a factual basis for the information reported to me. My belief in the individual's credibility and/or factual basis of the information includes (check all that apply):
 - The person made the statement to me concerning a stressful, startling, and or traumatic event, while the person was still under the emotional influence or impact of said event.
 - The person has a reputation for truthfulness.
 - The person relayed the information to me while the person was perceiving it, or immediately thereafter.
 - The statement or information relayed was so far contrary to the reporting person's interests that a reasonable person in the reporting party's position would not have made the statement unless he/she believed it to be true.

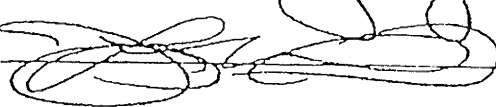
I did not witness the offense, but I have personally observed physical injuries to the alleged victim; damage to property that is consistent with the offense as reported; other objective indications supporting the allegation in the complaint as follows:

PC Statement: On 7-21-2020 at 7:46AM, the Franklin County Sheriff's Office SWAT team arrived at 2762 Beulah Rd, Columbus OH 43211 to serve a probate warrant signed by Franklin County Judge Montgomery and issued for Monica Greer Justice. Deputies confirmed Ms. Greer was present in the home. At 8:04 AM, SWAT deputies attempted to make entry into the residence and then sustained gunshot wounds fired from inside the residence at the deputies. Deputies Gary Bourquin and Marcus Penwell were evacuated from the scene and transported to Riverside Hospital where they were taken into surgery. Ms. Justice has since refused to exit the home and has established a barricade inside the residence.


Signature of Affiant

SWORN TO AND SUBSCRIBED BEFORE ME,

21st DAY OF July 2020

By: 

FRANKLIN COUNTY SHERIFF'S OFFICE
 Investigations
 COLUMBUS, OHIO 43215

Exhibit
C

FELONY ARRAIGNMENT SHEET

CHECK BOX APPLICABLE; Direct Muni Number: _____
 Diversion
 Preliminary Hearing FCSO _____

Number: _____

Defendant: Monica Justice
 Address: 2762 Beulah Road Columbus, Ohio 43211
 Charge: Felonious Assault
 Prior Convictions: Assault, Criminal trespass

Summary: On 7-21-2020 at 7:46AM, the Franklin County Sheriff's Office SWAT team arrived at 2762 Beulah Rd, Columbus OH 43211 to serve a probate warrant signed by Franklin County Judge Montgomery and issued for Monica Greer Justice. Deputies confirmed Ms. Greer was present in the home. At 8:04 AM, SWAT deputies attempted to make entry into the residence and then sustained gunshot wounds fired from inside the residence at the deputies. Deputies Gary Bourquin and Marcus Penwell were evacuated from the scene and transported to Riverside Hospital where they were taken into surgery. Ms. Justice has since refused to exit the home and has established a barricade inside the residence.

Case Investigators Recommendations: High bond due to the severity of the crime.

PRELIMINARY HEARING DATE:	Court Room:	Time:
---------------------------	-------------	-------

Disposition:

Grand Jury:	Charges Indicted:		
Trail Date:	Judge:	Prosecutor:	Attorney:

Final Disposition:

Detective: Larry McCoy	Badge #: 83	Assignment: BCI
Supervisor's Approval:		Date: July 21, 2020

The State of Ohio,
Franklin County

} SS.

INDICTMENT FOR: Felonious Assault with Specifications (ORC 2903.11) (F1) (2 Counts); Felonious Assault with Specifications (ORC 2903.11) (F1) (2 Counts); Having Weapons While Under Disability (ORC 2923.13) (F3) (2 Counts). Total: 6 Counts.

Grand Jury Term
Beginning January 10, 2020

Count One **Felonious Assault, §2903.11, F1**
Defendants Monica Greer Justice AKA Lotus Monica Tindall
Date of Offense On or about July 21, 2020

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Monica Greer Justice late of said County, on or about July 21, 2020, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause serious physical harm to Marcus Penwell and/or did knowingly cause or attempt to cause physical harm to Marcus Penwell by means of a deadly weapon or dangerous ordnance, to wit: firearm. Furthermore, the victim is a peace officer.

SPECIFICATION ONE TO COUNT ONE - Firearm Specification - 3 year, §2941.145(A)

The Grand Jurors further find and specify that Monica Greer Justice had a firearm on or about her person or under her control while committing the offense and displayed the firearm, brandished the firearm, indicated that she possessed the firearm, or used it to facilitate the offense.

SPECIFICATION TWO TO COUNT ONE - Firearm Specification - 7 years, §2941.1412(A)

The Grand Jurors further find and specify that Monica Greer Justice discharged a firearm at a peace officer or a corrections officer while committing the offense.

Count Two **Felonious Assault, §2903.11, F1**

Defendants Monica Greer Justice AKA Lotus Monica Tindall

Date of Offense On or about July 21, 2020

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Monica Greer Justice late of said County, on or about July 21, 2020, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause serious physical harm to Gary Bourquin and/or did knowingly cause or attempt to cause physical harm to Gary Bourquin by means of a deadly weapon or dangerous ordnance, to wit: firearm. Furthermore, the victim is a peace officer.

SPECIFICATION ONE TO COUNT TWO - Firearm Specification - 3 year, §2941.145(A)

The Grand Jurors further find and specify that Monica Greer Justice had a firearm on or about her person or under her control while committing the offense and displayed the firearm, brandished the firearm, indicated that she possessed the firearm, or used it to facilitate the offense.

SPECIFICATION TWO TO COUNT TWO - Firearm Specification - 7 years, §2941.1412(A)

The Grand Jurors further find and specify that Monica Greer Justice discharged a firearm at a peace officer or a corrections officer while committing the offense.

Count Three **Felonious Assault, §2903.11, F1**

Defendants Monica Greer Justice AKA Lotus Monica Tindall

Date of Offense On or about July 21, 2020

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Monica Greer Justice late of said County, on or about July 21, 2020, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Kevin Christie by means of a deadly weapon or dangerous ordnance, to wit: firearm. Furthermore, the victim is a peace officer.

SPECIFICATION ONE TO COUNT THREE - Firearm Specification - 3 year, §2941.145(A)

The Grand Jurors further find and specify that Monica Greer Justice had a firearm on or about her person or under her control while committing the offense and displayed the firearm, brandished the firearm, indicated that she possessed the firearm, or used it to facilitate the offense.

SPECIFICATION TWO TO COUNT THREE - Firearm Specification - 7 years, §2941.1412(A)

The Grand Jurors further find and specify that Monica Greer Justice discharged a firearm at a peace officer or a corrections officer while committing the offense.

Count Four **Felonious Assault, §2903.11, F1**

Defendants Monica Greer Justice AKA Lotus Monica Tindall

Date of Offense On or about July 21, 2020

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Monica Greer Justice late of said County, on or about July 21, 2020, within the County of Franklin aforesaid, in violation of section 2903.11 of the Ohio Revised Code, did knowingly cause or attempt to cause physical harm to Derek Eden by means of a deadly weapon or dangerous ordnance, to wit: firearm. Furthermore, the victim is a peace officer.

SPECIFICATION ONE TO COUNT FOUR - Firearm Specification - 3 year, §2941.145(A)

The Grand Jurors further find and specify that Monica Greer Justice had a firearm on or about her person or under her control while committing the offense and displayed the firearm, brandished the firearm, indicated that she possessed the firearm, or used it to facilitate the offense.

SPECIFICATION TWO TO COUNT FOUR - Firearm Specification - 7 years, §2941.1412(A)

The Grand Jurors further find and specify that Monica Greer Justice discharged a firearm at a peace officer or a corrections officer while committing the offense.

Count Five **Having Weapons While Under Disability, §2923.13, F3**

Defendants Monica Greer Justice AKA Lotus Monica Tindall

Date of Offense On or about July 21, 2020

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Monica Greer Justice late of said County, on or about July 21, 2020, within the County of Franklin aforesaid, in violation of section 2923.13 of the Ohio Revised Code, did knowingly acquire, have, carry, or use a firearm or dangerous ordnance and Monica Greer Justice had been convicted of a felony offense of violence, to wit: on or about October 6, 2014, in Franklin County Court of Common Pleas General Division, Franklin County, Ohio, Monica Greer Justice had been convicted of the crime of Assault on a Peace Officer, in violation of R.C. 2903.13.

Count Six **Having Weapons While Under Disability, §2923.13, F3**

Defendants Monica Greer Justice AKA Lotus Monica Tindall

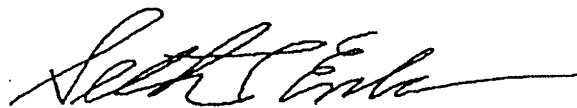
Date of Offense On or about July 21, 2020

The Jurors of the Grand Jury of the State of Ohio, duly selected, impaneled, sworn and charged to inquire of crimes and offenses committed within the body of Franklin County, in the State of Ohio, upon their oath do find and present that Monica Greer Justice late of said County, on or about July 21, 2020, within the County of Franklin aforesaid, in violation of section 2923.13 of the Ohio Revised Code, did knowingly acquire, have, carry, or use a firearm or dangerous ordnance and Monica Greer Justice had been convicted of a felony offense of violence, to wit: on or about October 6, 2014, in Franklin County Court of Common Pleas General Division, Franklin County, Ohio, Monica Greer Justice had been convicted of the crime of Assault on a Peace Officer, in violation of R.C. 2903.13.

All of the above conduct being contrary to the form of the statute in such cases made and provided, and against the peace and dignity of the State of Ohio.

Ron O'Brien
Prosecuting Attorney
Franklin County, Ohio

A TRUE BILL



Seth L. Enlow, 0095937
Assistant Prosecuting Attorney



Foreperson, Grand Jury

The following is information for the Clerk of Courts only

State of Ohio v. Monica Greer Justice AKA Lotus Monica Tindall

Address: 622 South Napoleon Avenue, Columbus, OH 43213

DOB: 1/6/1967

Sex/Race: Female/White

Date of Arrest: 7/24/2020

SSN: 500-74-2752

Police Agency: Ohio Attorney General

Municipal Reference: 20CRA 10576

ITN #: 180272GD

Count 1: Felonious Assault §2903.11, F1
Firearm Specification - 3 year, ORC 2941.145(A)
Firearm Specification - 7 years, ORC 2941.1412(A)

Count 2: Felonious Assault §2903.11, F1
Firearm Specification - 3 year, ORC 2941.145(A)
Firearm Specification - 7 years, ORC 2941.1412(A)

Count 3: Felonious Assault §2903.11, F1
Firearm Specification - 3 year, ORC 2941.145(A)
Firearm Specification - 7 years, ORC 2941.1412(A)

Count 4: Felonious Assault §2903.11, F1
Firearm Specification - 3 year, ORC 2941.145(A)
Firearm Specification - 7 years, ORC 2941.1412(A)

Count 5: Having Weapons While Under Disability §2923.13, F3

Count 6: Having Weapons While Under Disability §2923.13, F3

Case No.

Screenshots of Docket on 04-07-21
 Some images overlap
 First "Warrant" issued 07-21-20
 Second "Warrant" issued 07-30-20

Exhibit
D

2020 CR A 010576



For information regarding Franklin County Municipal Court Operations During COVID-19 Pandemic, click here.
 Until July 2, 2021, Traffic Arraignments in Courtrooms 1A, 1B, and Eviction Hearings in Courtroom 11B will be heard at the Columbus Convention Center; more information here.

Overview

STATE OF OHIO
Plaintiff

Vs

JUSTICE, MONICA GREER
Defendant

Case No. 2020 CR A 010576

Status: CLOSED

Filed: 07/21/2020

Overview

Defendant Information

Parties

Attorneys

Charges

Disposition

Financial Summary

Events

Docket

Print

PDF

Defendant Information

2020 CR A 010576

Defendant Information

Full Name	JUSTICE, MONICA GREER	D.O.B.	01/06/1967
Address	622 S NAPOLEON AVE		
City	COLUMBUS	State/Zip	OH/43213
Gender	F	Race	WHITE
Height	57"	Weight	160
Hair	RED	Eyes	BLUE

PDF

Help

Additional Details

Ticket Number	GB112403	Offense Date	07/21/2020
Vehicle State Code		Plate Number	
Primary Str.	2762 BEULAH RD	Secondary Str.	
Officer Code		License Taken	NO
Accident	NO	Insurance Proof Shown	YES

Parties

1 Name	JUSTICE, MONICA GREER	Type	DEFENDANT
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2020 CR A 010576

x

2 Action Code	2903.11(A1)	Degree of Offense	F1
Description	FELONIOUS ASSAULT - VICTIM SERIOUSLY HARMED		
Action Code Points	0		
Disposition Code	DISMISSED DIRECT INDICTMENT	Disposition Date	08/03/2020
Decision Code	DISMISSED	Decision Date	08/03/2020
Req. Driver Ed.	NO	Driving School	
DUI School			

Disposition

<u>Status</u>	<u>Status Date</u>	<u>Disposition Code</u>	<u>Disposition Date</u>
CLOSED	07/21/2020	WARRANT ISSUED	07/21/2020
CLOSED	07/25/2020	DISMISSED IN 4D ARRAIGNMENT BY JUDGE	08/03/2020

Financial Summary

<u>Docket Application</u>	<u>Amount Owed</u>	<u>Amount Paid</u>	<u>Amount Dismissed</u>	<u>Balance</u>
COST	\$90.00	\$0.00	\$90.00	\$0.00

2020 CR A 010576

x

Financial Summary

<u>Docket Application</u>	<u>Amount Owed</u>	<u>Amount Paid</u>	<u>Amount Dismissed</u>	<u>Balance</u>
COST	\$90.00	\$0.00	\$90.00	\$0.00
TOTAL:	\$90.00	\$0.00	\$90.00	\$0.00

Events

<u>Event</u>	<u>Date</u>	<u>Start</u>	<u>End</u>	<u>Judge</u>	<u>Ct.Rm.</u>	<u>Result</u>
ARRAIGNMENT /FELONY - ARM25	07/25/2020	09:00 AM	09:55 AM	AR4D, COURTROOM	4D	4D
ARRAIGNMENT CHANGE - ARC	07/28/2020	09:00 AM	09:25 AM	AR4D, COURTROOM	4D	4D
PRELIMINARY HEARING - PH	08/03/2020	09:00 AM	09:25 AM	AR4D, COURTROOM	4D	4D

Docket

<u>Date</u>	<u>Text</u>	<u>Amount</u>	<u>Balance</u>
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2020 CR A 010576

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08/03/2020 DISMISSED- DIRECT INDICTMENT
Charge(s) 2 disposed with a disposition of DISMISSED- DIRECT INDICTMENT

08/03/2020 DISMISSED- DIRECT INDICTMENT
Charge(s) 1 disposed with a disposition of DISMISSED- DIRECT INDICTMENT

08/03/2020 CASE HEARD BY JUDGE SKINNER

08/03/2020 DISMISSED IN 4D ARRAIGNMENT
Case disposed with disposition of DISMISSED IN 4D ARRAIGNMENT BY JUDGE on 08/03/2020.

07/28/2020 FELONY INITIAL APPEARANCE SHEET
ARRAIGNMENT FELONY

07/28/2020 PRELIMINARY HEARING DATE SCHEDULED \$5.00 \$0.00
Event: PRELIMINARY HEARING - PH
Date: 08/03/2020 Time: 9:00 am
Judge: AR4D, COURTROOM 4D Location: 4D LOCATED ON THE 4TH FLOOR

07/29/2020 ENTRY OF MEDIA PERMISSION FILED
- WBNS

07/28/2020 INDIGENT APPLICATION FEE FELONY \$25.00 \$0.00

07/28/2020 NOTICE OF APPEARANCE OF COUNSEL AND DECLARATION OF INTENT TO EXERCISE CONSTITUTIONAL RIGHTS FILED
Attorney: NAGEL, RAENELL L (0088939)

✓

2020 CR A 010576

x

ARRAIGNMENT FELONY

07/28/2020 PRELIMINARY HEARING DATE SCHEDULED \$5.00 \$0.00
Event: PRELIMINARY HEARING - PH
Date: 08/03/2020 Time: 9:00 am
Judge: AR4D, COURTROOM 4D Location: 4D LOCATED ON THE 4TH FLOOR

07/28/2020 ENTRY OF MEDIA PERMISSION FILED
- WBNS

07/28/2020 INDIGENT APPLICATION FEE FELONY \$25.00 \$0.00

07/28/2020 NOTICE OF APPEARANCE OF COUNSEL AND DECLARATION OF INTENT TO EXERCISE CONSTITUTIONAL RIGHTS FILED
Attorney: NAGEL, RAENELL L (0088939)

07/28/2020 ARREST INFORMATION
Arrest Bond Changed on Case:
Action Code: FELONIOUS ASSAULT - VICTIM SERIOUSLY HARMED
Arrest Date: 07/24/2020
Custody Location: WORKHOUSE
Arrest # Type: SLATE
Number: 20200724034
Bond Status: ACTIVE
Status Date: 07/28/2020
Okay to Apply: No
Bond Type: C/S BOND
Bond Amount: 4000085

2020 CR A 010576

x

07/25/2020 **ARRAIGNMENT SCHEDULED - FELONY** \$58.00 \$0.00

Event: ARRAIGNMENT /FELONY - ARM25
Date: 07/25/2020 Time: 9:00 am
Judge: AR4D, COURTROOM 4D Location: 4D LOCATED ON THE 4TH FLOOR

07/25/2020 **ARREST INFORMATION**

Arrest Bond Added to Case with:
Action Code: FELONIOUS ASSAULT - VICTIM SERIOUSLY HARMED
Arrest Date: 07/24/2020
Custody Location: WORKHOUSE
Arrest # Type: SLATE
Number: 20200724034
Bond Status: ACTIVE
Status Date: 07/25/2020
Okay to Apply: No
Bond Type: NO BOND
Arrest Bond Added to Case with:
Action Code: FELONIOUS ASSAULT - VICTIM SERIOUSLY HARMED
Arrest Date: 07/24/2020
Custody Location: WORKHOUSE
Arrest # Type: SLATE
Number: 20200724034
Bond Status: ACTIVE
Status Date: 07/25/2020
Okay to Apply: No
Bond Type: NO BOND

07/25/2020 **ALERT SERVED**

2020 CR A 010576

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07/25/2020 **ALERT SERVED**

WARRANT ISSUED served on: 07/25/2020
For: JUSTICE, MONICA GREER

07/25/2020 **CASE REOPENED**

07/21/2020 **ALERT ISSUED**

WARRANT ISSUED issued on: 07/21/2020
For: JUSTICE, MONICA GREER

07/21/2020 **WARRANT ISSUED** \$2.00 \$0.00

WARRANT ISSUED created on: 07/21/2020
For: JUSTICE, MONICA GREER

07/21/2020 **IMAGE OF COMPLAINT**

07/21/2020 **SUPPORTING AFFIDAVIT FOR DETERMINATION OF PROBABLE CAUSE
FILED.**

07/21/2020 **FINGERPRINTS REQUIRED**

07/21/2020 **FINGERPRINTS REQUIRED**

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Franklin County Municipal Court Clerk Lori M. Tyack

2020 CVG 012182

x

Receipts

<u>Number</u>	<u>Cash Book</u>	<u>Received From</u>	<u>Status</u>	<u>Date</u>	<u>Total Amount</u>
20650970	CIVIL	JAMESON, MICHAEL K	FINAL	04/16/2020	\$123.00
20655940	CIVIL	ATTENTION TO DETAIL	FINAL	05/11/2020	\$40.00
20666881	CIVIL	WILLIS	FINAL	08/16/2020	\$35.00
20668138	CIVIL	JAMES BUDDEN	FINAL	06/24/2020	\$45.00

Events

<u>Event</u>	<u>Date</u>	<u>Start</u>	<u>End</u>	<u>Judge</u>	<u>Ct.Rm.</u>	<u>Result</u>
EVICTON HEARING - FCRS	08/15/2020	09:00 AM	09:55 AM		11B	JUDGEMENT FOR RESTITUTION OF PREMISES

2020 CVG 012182

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Docket

<u>Date</u>	<u>Text</u>	<u>Amount</u>	<u>Balance</u>
08/19/2020	WRIT OF RESTITUTION RETURNED SHOWING SET OUT COMPLETED		
07/29/2020	WRIT OF RESTITUTION RETURNED SHOWING SET OUT COMPLETED		
07/10/2020	WRIT OF RESTITUTION ISSUED		
07/01/2020	ORDER FILED FOR POLICE TO ASSIST SET OUT PER JUDGE BARROWS		
08/24/2020	SET OUT ISSUED		
06/24/2020	ENTRY DENYING MOTION FOR STAY BY JUDGE PALEY		
06/24/2020	KIOSK PAYMENT RECEIVED		
06/24/2020	PRECIPE FOR SETOUT Receipt: 20668138 Date: 06/24/2020	\$45.00	\$0.00
06/23/2020	MISC DOCKET ENTRY MISC FILING FROM UNKNOWN PARTY		
06/19/2020	MOTION FOR STAY FILED BY UNKNOWN PARTY NO FEE PAID		

2020 CVG 012182

x

06/16/2020 **JUDGMENT ENTRY FILED FOR RESTITUTION OF THE PREMISES PER JUDGE HUMMER**
The following event: EVICTION HEARING - FCRS scheduled for 06/15/2020 at 9:00 am has been resulted as follows.
Result: JUDGEMENT FOR RESTITUTION OF PREMISES
Judge: 11B Location: 11B LOCATED ON THE 11TH FLOOR

06/15/2020 **NOTIFICATION OF NOTICE TO CLERK OF COURTS OF AN APPEAL BY REIGHT & A NOTICE OF CROSS APPEAL PURSUANT TO OHIO RULES OF APPELLANT PROCEDURE RULE 4 ORDER TO TRANSFER NOTICE OF WRIT OF ERROR**

06/15/2020 **MAGISTRATES DECISION FILED BY SPARKS - JUDGEMENT GRANTED**

06/05/2020 **ADDITIONAL TEXT**
NOTICE ISSUED TO ALL PARTIES AND/OR COUNSEL BY ORDINARY US MAIL FOR ENTRY/ORDER WITH COPY OF ENTRY/ORDER ATTACHED * 3

06/05/2020 **ENTRY FILED**
, DOCUMENT STRICKEN FROM RECORD FOR DEMURRER BY JUDGE BARROWS

06/05/2020 **ENTRY FILED**

2020 CVG 012182

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06/05/2020 **ENTRY FILED**
, DOCUMENT STRICKEN FROM RECORD FOR DEMURRER BY JUDGE BARROWS

06/05/2020 **ENTRY FILED**
, DOCUMENT STRICKEN FROM RECORD FOR COUNTER CLAIM IN EQUITY NOTICE OF JOINDER BY JUDGE BARROWS

06/05/2020 **ENTRY FILED**
, DOCUMENT STRICKEN FROM RECORD ON CROSSCLAIM BY JUDGE BARROWS

06/05/2020 **LETTER FROM FILED**
LETTER/DEMURRER FILED BY UNKNOWN PARTY

06/05/2020 **COUNTERCLAIM FILED**
COUNTERCLAIM IN EQUITY FILED NOTICE OF JOINDER BY UNKNOWN PARTY

06/05/2020 **CROSSCLAIM FILED**
CROSS CLAIM IN EQUITY FILED BY UNKNOWN PARTY

05/11/2020 **LETTER FROM FILED**
FROM UNKNOWN PARTY

05/11/2020 **COUNTER CLAIM** \$20.00 \$0.00
Receipt: 20655940 Date: 05/11/2020

2020 CVG 012182

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04/27/2020 ORDINARY MAIL CERTIFICATE OF MAILING DATED & FILED NEXT
BUS. DAY

Issue Date: 04/27/2020
Service: ISSUE SVC FOR G1 C/A
Method: ORDINARY MAIL
Cost Per: \$0.00

JUSTICE, MONICA
2762 BEULAH RD
COLUMBUS, OH 43211
Tracking No. 0000852134

04/27/2020 SUMMONS ISSUED WITH COPY OF COMPLAINT

04/27/2020 HEARING SCHEDULED, NOTICES PROCESSED - HS

Event: EVICTION HEARING - FCRS
Date: 06/15/2020 Time: 9:00 am
Judge: 11B Location: 11B LOCATED ON THE 11TH FLOOR

Result: JUDGEMENT FOR RESTITUTION OF PREMISES

04/27/2020 IMAGE OF NOTICE OF COURT APPEARANCE

NOTICE FOR COURT APPEARANCE - COURTAPP
Sent on: 04/27/2020 09:41:34.79

04/16/2020 IMAGE OF COMPLAINT

2020 CVG 012182

x

Event: EVICTION HEARING - FCRS
Date: 06/15/2020 Time: 9:00 am
Judge: 11B Location: 11B LOCATED ON THE 11TH FLOOR

Result: JUDGEMENT FOR RESTITUTION OF PREMISES

04/27/2020 IMAGE OF NOTICE OF COURT APPEARANCE

NOTICE FOR COURT APPEARANCE - COURTAPP
Sent on: 04/27/2020 09:41:34.79

04/16/2020 IMAGE OF COMPLAINT

04/16/2020 PETITION IN FE&D FILED

\$123.00 \$0.00

Receipt: 20650970 Date: 04/16/2020

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Franklin County Municipal Court Clerk Lori M. Tyack

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IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
CRIMINAL DIVISION

Exhibit
E

State of Ohio, :
Plaintiff, :
vs. : Case No. 20CR-3470
Monica Greer Justice, :
Defendant. :

TRANSCRIPT OF PROCEEDINGS

Before Hon. David C. Young, Judge, on Wednesday,
September 9, 2020.

APPEARANCES:

Marla Farbacher, Assistant Prosecuting Attorney,
On behalf of the State of Ohio, Plaintiff.

Monica G. Justice, Defendant pro se.

Stephen Dehnart,
Appointed standby counsel for the Defendant.

LINDA S. SHUPE, RPR, RMR
Assistant Official Court Reporter
(614) 525-4434

1 Wednesday Morning Session,
2 September 9, 2020.

3 - - -

4 THE COURT: Next matter, 20CR-3470. This is
5 State of Ohio versus Monica Justice. Counsel, enter
6 your appearance.

7 MS. FARBACHER: Marla Farbacher on behalf of
8 the State of Ohio.

9 MS. JUSTICE: Lotus Justice. I am counsel
10 for myself. Is this individual here for a reason?

11 THE COURT: Yes.

12 MS. JUSTICE: He needs to remove himself
13 from my side of the bar. I won't have an esquire on
14 my side of the bar, sir.

15 THE COURT: Okay. We are just trying to
16 introduce ourselves. You can just have a seat.

17 MS. JUSTICE: Well, I am Lotus Justice. I'm
18 relator for the defendant, Monica G. Justice.

19 THE COURT: Okay. And I see that you are
20 not represented by counsel. Do you wish to represent
21 yourself in this matter?

22 MS. JUSTICE: Yes, sir. I need no
23 assistance in representing myself on something that's
24 a fundamental right pursuant to Ohio Revised Code
25 9.68, 1968.

1 THE COURT: And are you formally waiving
2 your right to have counsel represent you in this
3 matter?

4 MS. JUSTICE: Yes. I do not want an esquire
5 from the bar on my side of the -- as counsel, no, I do
6 not. I am representing myself.

7 THE COURT: And there is a Constitutional
8 right to represent yourself in this matter.

9 MS. JUSTICE: Right, I understand.

10 THE COURT: And is there anything on behalf
11 of the State of Ohio?

12 MS. FARBACHER: Well, Your Honor, initially
13 as to Ms. Justice representing herself, I guess I want
14 to confirm that she is aware she is entitled to
15 appointed counsel at no cost and that she is
16 knowingly, voluntarily and intelligently waiving her
17 right to have counsel.

18 THE COURT: Are you aware that I could
19 appoint counsel to represent you in this matter?

20 MS. JUSTICE: I am exercising my right to
21 operate in propria personam as my own counsel under
22 Title 2813.33 and Chapter 9716 Ohio State, in equity,
23 yes. So I am waiving an at-law counsel for the bar
24 union for the State of Ohio, esquire, yes.

25 THE COURT: And I know you have represented

1 yourself in the past.

2 MS. JUSTICE: Correct.

3 THE COURT: Are you aware that you -- have
4 you received a copy of your indictment in this matter?

5 MS. JUSTICE: I received a copy of an
6 indictment concerning Monica G. Justice, yes, I did.

7 THE COURT: And on the indictment you are
8 charged with I believe four felonies of the first
9 degree with firearm specifications as to each of
10 those, two weapons under disability, which are
11 felonies of the third degree. Are you aware as to how
12 much time you are currently facing if convicted on all
13 of the matters?

14 MS. JUSTICE: I have an objection to that. I
15 am not indicted. Monica G. Justice in all capitals,
16 in mixed upper case and lower case was indicted and in
17 the actual charge it is all capital Monica G.
18 Justice, capital M, capital O, capital N, capital I,
19 capital C, capital A, et cetera. So there is a mix of
20 gloss in the indictment. I am Lotus Justice and I am
21 the executor and trustor of that negotiable
22 instrument, so I am not indicted in there.

23 But I am not aware of the charges that would
24 be facing or the terms of those particular statutory

25 --

1 THE COURT: Okay. On each felonious
2 assault, that carries 11 years incarceration at the
3 Ohio Department of Rehabilitation with a three-year
4 firearm specification and a seven-year firearm
5 specification. That is on each of the felonious
6 assault felonies of the first degree.

7 As to each weapon under disability, which it
8 carries a potential three years of incarceration, 36
9 months of incarceration at to each of those.

10 And do you understand that there is a lot of
11 benefits to having counsel represent you?

12 MS. JUSTICE: I do not see a benefit in
13 having an at-law esquire who holds a foreign title of
14 nobility as counsel in a claim of equity where I have
15 exercised on the day of July 21st in the year of our
16 lord and savior a fundamental right pursuant to Ohio
17 Revised Code 9.68 when agents from the State did
18 criminally trespass the property without warrant of
19 arrest or entry and did cause serious harm and damage
20 to me. So, no, I do not wish to be aggregated by a
21 bargaining member in this case.

22 THE COURT: Are you requesting any discovery
23 in this matter?

24 MS. JUSTICE: I do not request discovery. I
25 am not surrendering to discovery, to the jurisdiction

1 of the court. I have entered a demurrer under Title
2 34. If I can, am I able to have one hand free for
3 paperwork?

4 THE COURT: No.

5 MS. JUSTICE: I requested discovery. I have
6 filed a demurrer under --

7 THE COURT: I have received a memorandum in
8 opposition.

9 MS. JUSTICE: Right.

10 THE COURT: Is that what you are referring
11 to as a demurrer?

12 MS. JUSTICE: Well, yes. I filed a demurrer
13 and counter and cross-claim. The demurrer is pursuant
14 to 2941.57. They seem to be confused as to the
15 statutory right to a demurrer, which argues against
16 intent and improperly pleading an indictment.

17 THE COURT: So is it proper to interpret
18 your filing as a motion to dismiss the indictment?

19 MS. JUSTICE: It depends. I guess he could
20 treat it as a --

21 THE COURT: Who is "he?"

22 MS. JUSTICE: It is not a motion.

23 THE COURT: Who is "he?"

24 MS. JUSTICE: I am assuming who wrote it was
25 a Mr. O'Brien and a Mrs. Jinn (phonetic).

1 THE COURT: Oh, you are referring to the
2 State's response. I am trying to understand what you
3 filed.

4 MS. JUSTICE: Oh, I actually have the filing
5 here, if I can --

6 THE COURT: I have received it. I have it.

7 MS. JUSTICE: No, no. I have a relator's
8 reply to the State's memorandum contra to the
9 defendant's motion to dismiss.

10 THE COURT: I have not received that yet.

11 MS. JUSTICE: So I have some filings I would
12 like to file with the bailiff if I could, please. One
13 is the relator's reply to the State's memorandum
14 contra to defendant's motion to dismiss. The other
15 one is -- pardon me. I have a relator's memorandum on
16 status, standing and character, relief and remedy and
17 demurrer for those unlearned in the law. And then I
18 have a petition for discharge of all charges brought
19 forth by grand jury indictment, notice of joinder.
20 And the last one is petition for relator's release on
21 recognizance pending judicial review of the case and
22 the production of the BCI report, which is still
23 outstanding. They have been investigating this for 50
24 days.

25 THE COURT: Okay. File that with the Clerk

1 of Courts.

2 MS. JUSTICE: Are we able to file this right
3 here?

4 THE COURT: She is not a Clerk of Courts.

5 MS. JUSTICE: Where would you file that?

6 THE COURT: How you filed the other
7 documents.

8 MS. JUSTICE: Well, that would require
9 mailing them out, sending them back to my POA. Am I
10 not able to file them today?

11 THE COURT: You are not able to file them
12 today. That is one of the problems when you represent
13 yourself.

14 MS. JUSTICE: Well, I object to that, that
15 would be --

16 THE COURT: Especially when you represent
17 yourself in court and you're in jail, so if --

18 MS. JUSTICE: That would be an obstruction
19 of justice that I would note as an objection to the
20 Court.

21 THE COURT: What I am offering, and I am
22 going to appoint you a --

23 MS. JUSTICE: No, sir.

24 THE COURT: I am going to appoint you a
25 standby counsel.

1 MS. JUSTICE: No, sir, no, sir. I will not
2 have a member of the bar union. Your continued desire
3 to oppress a bar member for the bar union of the State
4 of Ohio who holds a foreign patented title of nobility
5 upon me, I will deem that as obstruction of justice
6 and denial of my due process and an act of bias and
7 prejudice on yourself to operate on behalf of the
8 State, who has clearly effected crimes against me
9 pursuant to Ohio Revised Code 9.68. So if that is
10 what you want to do, then this is going to be a short
11 hearing.

12 THE COURT: Ms. Justice, I am trying to
13 allow you to file whatever documents --

14 MS. JUSTICE: No, you are trying to coerce
15 me into an attorney by obstructing my ability to file
16 unless I get one. That is how I read it. So as noted
17 in my objection of the inability to file pleadings
18 while I am sitting in court with the Court itself, and
19 that you have decided that the only way you will allow
20 me to file them is to take a bar union member.

21 THE COURT: I am not disallowing you to file
22 anything. You just said I can't file it because I
23 have to send it through the mail.

24 MS. JUSTICE: I should be able to file these
25 today while in court.

1 THE COURT: That will be -- you will be able
2 to file it with the Clerk of Courts. I am not the
3 Clerk of Courts.

4 MS. JUSTICE: I'll file it with the Clerk of
5 Courts, that will happen, I assure you of that. But
6 again I object to that and I state that it is an
7 obstruction to justice in violation of due process of
8 law, that I have four pleadings ready to go right here
9 and you are trying to force me to get a bar union
10 member in order to be able to file them today without
11 having to mail them out and have a POA -- further
12 obstruction of the first batch I tried to file with
13 the Clerk of Courts downstairs and was made to come
14 back the next day.

15 THE REPORTER: Ma'am, can you please speak
16 up and slow down?

17 MS. JUSTICE: I'm sorry for that.

18 THE COURT: And so we understand, you are
19 waiving your right to have an attorney appointed to
20 represent you in this matter?

21 MS. JUSTICE: I am waiving -- I am refusing
22 an attorney from the bar union of the State of Ohio,
23 who would only operate as an agent of the Court to
24 abrogate the crimes against me, yes, I am refusing
25 that.

1 THE COURT: And I am -- given the nature of
2 my understanding of these proceedings and the current
3 state of the case, I'm going to order a competency
4 evaluation pursuant to Section 2945.37 --

5 MS. JUSTICE: Well, that would be the third
6 one. That would be the third one. So, this
7 started --

8 THE COURT: And I will be ordering that --

9 MS. JUSTICE: I object to that. I object to
10 that. I am fairly competent and learned in the law,
11 and if you were able to read these and you would let
12 me plead them, you would. So I would like to make an
13 opening statement as to my competency in this case.

14 THE COURT: Is there anything on behalf of
15 the State?

16 MS. FARBACHER: Your Honor, I think in terms
17 of the questions you asked at the beginning of the
18 hearing, (A) obviously, to confirm Ms. Justice
19 intended and wanted to represent herself. I am
20 requesting that the Court set a trial date as soon as
21 is practical since there is not one scheduled,
22 currently docketed. I can provide the Court with the
23 competency evaluations that form the basis to have an
24 evaluation done.

25 The situation that gave rise to the

1 indictment in this particular case occurred when
2 deputies from the Franklin County Sheriff's Department
3 were attempting to serve a probate warrant. Based on
4 the fact that that probate warrant was issued --

5 MS. JUSTICE: Objection, it is not a
6 warrant.

7 MS. FARBACHER: Based on --

8 THE COURT: Overruled.

9 (Cross-talk.)

10 THE COURT: I let you speak. Let her speak.

11 MS. JUSTICE: Objection. I am objecting.
12 It is not a warrant.

13 MS. FARBACHER: Based on the order to
14 involuntarily detain her on that date, I would submit
15 there is some concern for the Court in terms of
16 competency. I understand that wanting to represent
17 oneself is not necessarily a basis for a competency
18 concern. However, she does, in fact, have to be
19 competent in order to do that. But because of the
20 existence of that probate order, I would submit that
21 it further supplements the Court's decision in order
22 to have the competency evaluation ordered.

23 I can prepare an appropriate order.
24 Actually, I can give a copy -- I drafted one for
25 today -- to the defendant and she can review that as

1 well, if I may?

2 THE COURT: Let the record reflect that the
3 prosecuting attorney has given to Ms. Justice the
4 proposed order.

5 MS. FARBACHER: May I approach, Your Honor?
6 This is a copy of the same order.

7 THE COURT: You may.

8 MS. JUSTICE: So she is able to submit
9 orders and I am not able to submit them?

10 THE COURT: You can file anything you want
11 through the court.

12 MS. JUSTICE: Are you going to answer the
13 question? She is able to submit orders to you, but I
14 am not able to submit these to you?

15 THE COURT: Yes, that is correct.

16 MS. JUSTICE: Again, objection on due
17 process of law, and I have gone through two competency
18 evaluations of which I have been acquitted totally.

19 Concerning the situation at hand, my actions
20 on July 21st, the year of our lord and savior, 2020,
21 are 100 percent protected by Ohio Revised Code 9.68 as
22 a fundamental right, wherein my intent pursuant to
23 Ohio Revised Code 2941.57(B) on that day was to
24 protect self, my wife, my property and others from
25 four, quote, "intruders and attackers" as defined by

1 Ohio Revised Code 9.68(A) that were illegally and
2 unlawfully without warrant for arrest or entry,
3 criminally trespassing on the resident's address at
4 2762 Beulah Road, Columbus, Ohio.

5 In a no-knock raid in violation of 18 USC
6 Subsection 3109, they breached two interior doors
7 using deadly force as defined by Ohio Revised Code
8 2901.012, wherein said intruders and attackers as
9 defined by Ohio Revised Code 9.68(A) did cause serious
10 physical harm to me pursuant to Ohio Revised Code
11 2901.015, my property, my reputation, my business and
12 the resident address and neighboring addresses,
13 bringing an additional 60 intruders and attackers and
14 backup in an act of posse comitatus to occupy the
15 neighbors' residence.

16 As such, myself, my wife and my kid were
17 subjected to an attempt of a writ of marque in
18 violation of Article I, Section 9 and 10 by intruders
19 and attackers as defined by Ohio Revised Code 9.68(A),
20 in violation of Ohio Revised Code 9.68(B), posing as
21 law enforcement officers defined by Ohio Revised Code
22 2901.11 under the color of law and acts of domestic
23 terrorism pursuant to the Patriot Act.

24 Wherein agents of the State of Ohio,
25 respondents did approach the Probate Court of Franklin

1 County, Ohio, on July 16, in the year of our lord and
2 savior 2020, and did present libelous, fictitious,
3 fraudulent and malicious lies against the character
4 and estate of the defendant in order to acquire an ex
5 parte order of detention.

6 The magistrate order clearly states the
7 respondents were to first contact the defendant, which
8 they admittedly had the power to do by the statements
9 provided to the probate magistrate ex parte, which was
10 not a statement made under penalty of perjury. The
11 order mandated first contact by phone or e-mail and
12 stated the defendant had a right to a hearing. The
13 order specifically states that the order is not a
14 warrant for arrest.

15 The intent of the defendant pursuant to Ohio
16 Revised Code 2941.57(B) is to acquire the acquisition
17 of this ex parte probate order was to circumvent the
18 prohibitions placed upon the respondent in Case No.
19 20-0760 that the relators had placed with the Supreme
20 Court of Ohio, which divested Franklin County
21 Municipal Court of jurisdiction in Case No.
22 20-CVC-012182, an eviction case. As such, the
23 respondents did defraud the Probate Court of Franklin
24 County, Ohio, the statutes of the State of Ohio in
25 order to effect an unlawful and illegal eviction.

1 The acts of the respondents on that day are
2 in violation of Ohio Revised Code 9.68(B); 18 USC
3 Subsections 241 and 242 for conspiracy against
4 substantial rights; 42 USC Subsection 1985 and 1956,
5 conspiracy against civil rights; 18 USC Subsection
6 2331, 18 USC 3109, the Patriot Act, as 115 STAT 272,
7 Subsection 802, Public Law 107-56 of Section 802.
8 They are acting in predicated acts of treason --
9 predicated acts of RICO, treason and sedition in
10 violation of Article I, Subsections 9 and 10 and
11 violating the First, Second, Fourth, Fifth and Sixth
12 Amendments.

13 Wherefore as stated, my acts on July 21st,
14 2020 were 100 percent protected by the Ohio Revised
15 Code 9.68 as a fundamental right of self-defense for
16 unlawful and illegal acts of intruders and as such,
17 all charges against the defendant should be
18 discharged.

19 Wherein there's a habeas corpus sitting with
20 the Supreme Court of Ohio, which is No. 20-1017, which
21 this Court has jurisdiction over pursuant to 2725.03.
22 It says here according to the habeas corpus statute,
23 the Supreme Court of Ohio does refer to as having
24 jurisdiction in habeas corpus cases, that being habeas
25 corpus should be produced by either a writ issued by a

1 court, a judge, or is to be of the county in which the
2 institution is located. So this would be the court
3 with the jurisdiction to issue a habeas corpus case
4 that is now sitting with the Supreme Court. All of
5 these cases have been enjoined in that habeas corpus
6 case, the probate case, the municipal case, this case
7 and also a case which has some important documents in
8 it with the Municipal Court of the county of Delaware.

9 So that is the facts of the case that these
10 papers support. And again, I submit that I was
11 100 percent within my fundamental right to defend
12 myself, my wife, my property and my estate from
13 unlawful intruders who had no warrant for arrest or
14 entry and were circumventing the law and were in
15 violation of Ohio Revised Code 9.68(B), which states
16 that a person, group or entity, the right -- ORC 9.68
17 is the right to bear arms, challenge to law, which
18 says that it is a fundamental right to defend
19 yourself, protect themselves and family from intruders
20 and attackers and for the legitimate use of
21 constitutionally protected firearms.

22 As such the use of a firearm in disability
23 in defense of self does not apply to this case,
24 because I was doing it again in the right to bear arms
25 against unlawful intrusion. But the right to bear --

1 the violation of the respondents of the agencies of
2 the State of Ohio, (B) it says, a person, group or
3 entity adversely affected by any manner of ordinance,
4 rule, regulation, resolution, practice or other action
5 enacted or enforced by a political subdivision in
6 conflict with division (A) in this section may bring a
7 civil action against the political subdivision.

8 Damages awarded, civil, it's again --

9 THE COURT: Ms. Justice, the issue that --
10 when you are making this statement, we are not at
11 trial.

12 MS. JUSTICE: I understand that.

13 THE COURT: And everything is being
14 recorded.

15 MS. JUSTICE: Yes, sir.

16 THE COURT: And when you are stating things
17 --

18 MS. JUSTICE: Yes, sir.

19 THE COURT: -- the State of Ohio can use
20 your words.

21 MS. JUSTICE: Uh-huh.

22 THE COURT: -- to prove certain charges
23 against you. So be very careful. And that is one of
24 the problems when you are representing yourself,
25 because they can use what you're saying right now

1 against you to convict you of at least two of the
2 charges.

3 MS. JUSTICE: Well, then --

4 THE COURT: So I just am --

5 MS. JUSTICE: So if it's the law --

6 THE COURT: -- trying to --

7 MS. JUSTICE: If it's the law in the State
8 of Ohio that law enforcement officers may come onto
9 property without warrant for arrest or for entry and
10 bring deadly force and shoot at people --

11 THE COURT: I'm just advising you.

12 MS. JUSTICE: I guess if that is what she
13 chooses -- if that is what this Court and the
14 prosecutor's office chooses to promote to the general
15 public, then clearly the intent -- the intent of the
16 Ohio Revised Code 9.68 is to protect people such as
17 myself from these very acts of agents who go around
18 and use pink slips to circumvent the law and bring
19 fraudulent claims against people so they can go into
20 their houses unlawfully with deadly force.

21 Especially under the guise of someone being
22 mentally ill, I think it is repugnant that they would
23 call someone mentally ill and then go at them with
24 deadly force. I am not mentally ill. I'm quite
25 competent. I have been deemed competent again by two

1 banks of psychiatrists at the OSU Hospital and at the
2 jail. There is no lack of competency.

3 The overt -- the assertion of lack of
4 competency is basically a pathetic attempt to
5 undermine the fact that the State of Ohio agents
6 clearly violated the law under 9.68 and came onto a
7 property with no warrant for arrest with deadly force
8 and caused bodily harm. So if that is what they would
9 like to defend, I'm sure the people of this state
10 would love to hear that.

11 THE COURT: Okay. What I'm going to do in
12 this matter is I'm going to order a competency
13 evaluation and we are going to set a trial date of
14 October 5th, 2020 at 9:00 a.m. I will appoint Steven
15 Dehnart as standby counsel, whether you may use him or
16 not --

17 MS. JUSTICE: No, objection --

18 THE COURT: I'm not --

19 MS. JUSTICE: Objection. Again, if that is
20 what you are going to do here, then I will read this
21 one to you. If you are going to do that, if you
22 insist on trying to appoint counsel, you are noticed
23 of removal pursuant to Federal Rules of Criminal
24 Procedure, by proceeding under 2254, invoking Rule 1
25 by writ of error coram nobis, invoking Rule 2, Federal

1 Rules of Civil Procedure, default judgment, by Rule
2 60(b) and Rule 12 (all), in that I will consider you
3 complicit in a conspiracy against the acts against me
4 because you as an agent intellegis (sic) are supposed
5 to be enforcing the Ohio Revised Code 9.68. You are
6 also supposed to be enforcing my right to operate as
7 my own counsel and to stand in equity and not be
8 abrogated by a foreign bargaining member. So if that
9 is what you want to do, then we will just consider
10 yourself on notice of removal to the federal level.

11 THE COURT: Is there anything further on
12 behalf of the State of Ohio?

13 MS. FARBACHER: No, thank you, Your Honor.

14 THE COURT: Anything further on behalf of
15 the defense?

16 MS. JUSTICE: You have been noticed.

17 THE COURT: All right. We will see you back
18 on October 5th.

19 - - -

20 Thereupon, the hearing in this matter
21 concluded.

22 - - -

23
24
25

CERTIFICATE

1
2 I do hereby certify that the foregoing is a
3 true and correct transcript of the proceedings held in
4 this matter on September 9, 2020, taken by me in
5 machine shorthand and thereafter reduced to
6 computerized transcription, to the best of my ability.
7

8 _____
9 Linda S. Shupe, RPR, RMR
10 Assistant Official Court Reporter
11 - - -
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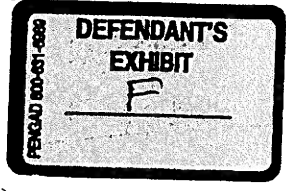
IN THE COURT OF APPEALS OF OHIO
TENTH APPELLATE DISTRICT

Rec'd 1/5/21
2021
P.R.D.

State of Ohio, :
Plaintiff-Appellee, :
v. :
Monica Greer Justus, :
Defendant-Appellant. :

No. 20AP-552

(REGULAR CALENDAR)



JOURNAL ENTRY OF DISMISSAL

On November 30, 2020, appellant filed a document purporting to challenge “the lawfulness, legality of the issuance of a ‘probate order’ and its subsequent use as a warrant for arrest and as a foundation of criminal indictment.” The document indicates that it is “on appeal” from Franklin County Probate Court Case No. MO31874 “as enjoined/injoined by indictment to Franklin County Court of Common Pleas Case No. 20CR-03470 and Franklin County Municipal Case No. 2020-1969.” After construing the document as a notice of appeal and reviewing the probate, common pleas, and municipal court dockets, we discern no final order from which appellant can appeal, nor does appellant direct us to any such order over which this court has jurisdiction.

An appellate court is permitted to review judgments only when presented with an order that is both final and appealable, as defined by R.C. 2505.02. *Ohio Farmers Ins. Co. v. Bd. of Cty. Commrs.*, 10th App. No. 10AP-164, 2011-Ohio-2942, ¶ 13, citing *Salata v. Vallas*, 159 Ohio App.3d 108, 2004-Ohio-6037. An appellate court has no jurisdiction if an order is not final. *Gen. Acc. Ins. Co. v. Ins. Co. of N. Am.* (1989), 44 Ohio St.3d 17.

Because we are not presented with a final order from which appellant can appeal, this appeal is *sua sponte* dismissed for lack of jurisdiction. Any outstanding appellate court costs are waived. This journal entry of dismissal has been considered and agreed to by Judges Betsy Luper Schuster, Susan Brown and Laurel Beatty Blunt.

/S/JUDGE
Judge Betsy Luper Schuster

cc: Clerk, Court of Appeals

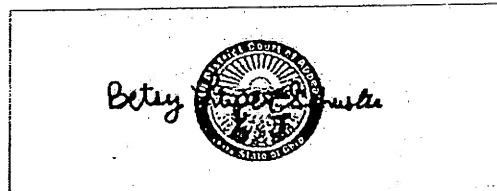
Franklin County Ohio Court of Appeals Clerk of Courts- 2020 Dec 30 10:35 AM-20AP000552

10/2

Tenth District Court of Appeals

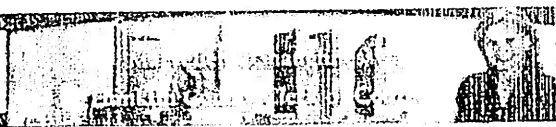
Date: 12-30-2020
Case Title: IN THE MATTER OF MONICA G JUSTICE
Case Number: 20AP000552
Type: JOURNAL ENTRY

So Ordered



/s/ Judge Betsy L. Schuster

Electronically signed on 2020-Dec-30 page 2 of 2



Electronic Filing

Case Number: 20AP000552 Case Title: IN THE MATTER OF MONICA G JUSTICE

Opened: 11-30-2020

Case Type: PROBATE Status: CLOSED

Show/Hide Participants

Defendant[s]

Counsel of Record

MONICA G JUSTICE (APPELLANT)
C/O LOTUS JUSTICE
2460 JACKSON PIKE
COLUMBUS, OH 43223-0000

Secondary Defendant(s)[s]

Counsel of Record

PROBATE COURT (APPELLEE)
NO ADDRESS
UNKN, ZZ 99999-0000

RONALD J OBRIEN, PRAT
FR CO PROSECUTING ATTY
373 S HIGH STREET
14TH FLOOR
COLUMBUS, OH 43215-0000
(614) 525-3555

File Date

Case History

- 02-18-2021 NOTICE OF APPEAL FILED - OHIO SUPREME COURT
Reference: AP.0A439.X20.6
SUPREME COURT NO: 21-0225
COUNTY CODE:
- 01-14-2021 APPLIED - CLERK
AMOUNT: 2.00
HOW PAID CODE: 0
HOW PAID:
INTEREST BEARING IND: N
RECEIPT NUMBER: 6369437
P/D INDICATOR: N
ATTORNEY ID: 000000000
- 01-14-2021 REFUND OF DEPOSIT FOR FEES AND COSTS
ADDRESS 1: 0072594
ADDRESS 3: 2460 JACKSON PIKE
CITY/ST/ZIP: COLUMBUS, OH 43223
AMOUNT: 38.00
RECEIPT NUMBER: 6369437
- 01-13-2021 SUBSEQUENT COST BILL
AMOUNT: 75.00
AMOUNT: 37.00
- 12-30-2020 PROOF OF REGULAR MAILING
ATTORNEY ID: 000000000
PRO SE PARTY NAME:: MONICA G. JUSTICE
ADDRESS 1: 0072594
ADDRESS 2: FRANKLIN CTY CORRECTIONS

164

ADDRESS 1: 0072594
ADDRESS 2: FRANKLIN CTY CORRECTIONS
ADDRESS 3: 2460 JACKSON PIKE
CTY/ST/ZIP: COLUMBUS, OH 43223
NAME: MONICA G. JUSTICE
PARTY TYPE: APPELLANT
P/D INDICATOR: D
DATE: 2020-12-30
DATE: 2020-12-30
NARRATIVE: JOURNAL ENTRY DISMISSAL

12-30-2020

☒ PROOF OF REGULAR MAILING
ATTORNEY ID: 000017245
ATTORNEY NAME:: RONALD J. OBRIEN PRAT
ADDRESS 1: FR CO PROSECUTING ATTY
ADDRESS 2: 373 S HIGH STREET
ADDRESS 3: 14TH FLOOR
CITY/ST/ZIP: COLUMBUS, OH 43215
NAME: PROBATE COURT
PARTY TYPE: APPELLEE
P/D INDICATOR: D
DATE: 2020-12-30
DATE: 2020-12-30
NARRATIVE: JOURNAL ENTRY DISMISSAL

12-30-2020

JED - LACK OF JURISDICTION - SUBJECT MATTER

12-02-2020

☒ PROOF OF REGULAR MAILING
ATTORNEY ID: 000017245
ATTORNEY NAME:: RONALD J. OBRIEN PRAT
ADDRESS 1: FR CO PROSECUTING ATTY
ADDRESS 2: 373 S HIGH STREET
ADDRESS 3: 14TH FLOOR
CITY/ST/ZIP: COLUMBUS, OH 43215
NAME: PROBATE COURT
PARTY TYPE: APPELLEE
P/D INDICATOR:
DATE: 2020-12-02
DATE: 2020-12-02
NARRATIVE: NOTICE OF APPEAL

12-02-2020

☒ APPEARANCE FILED
NAME: PROBATE COURT
PARTY TYPE: APPELLEE
P/D INDICATOR: D
ATTORNEY ID: 000017245
ATTORNEY NAME:: RONALD J. OBRIEN PRAT
ADDRESS 1: FR CO PROSECUTING ATTY
ADDRESS 2: 373 S HIGH STREET
ADDRESS 3: 14TH FLOOR
CITY/ST/ZIP: COLUMBUS, OH 43215

11-30-2020

☒ APPEARANCE FILED - PRO SE
NAME: MONICA G. JUSTICE
PARTY TYPE: APPELLANT

264

11-30-2020 APPEARANCE FILED - PRO SE
NAME: MONICA G. JUSTICE
PARTY TYPE: APPELLANT
P/D INDICATOR: D
PRO SE PARTY NAME:: MONICA G. JUSTICE
ADDRESS 1: 0072594
ADDRESS 2: FRANKLIN CTY CORRECTIONS
ADDRESS 3: 2460 JACKSON PIKE
CTY/ST/ZIP: COLUMBUS, OH 43223

11-30-2020 SECURITY DEPOSIT RECEIVED
AMOUNT: 75.00
HOW PAID CODE: 1
HOW PAID:
RECEIPT NUMBER: 6362379
P/D INDICATOR: D
NAME: MONICA G. JUSTICE
PARTY TYPE: APPELLANT
ATTORNEY ID: 000000000

11-30-2020 APPLIED - FOR COSTS
AMOUNT: 40.00
HOW PAID CODE: 1
HOW PAID:
INTEREST BEARING IND: N
RECEIPT NUMBER: 6362379
P/D INDICATOR: D
NAME: MONICA G. JUSTICE
PARTY TYPE: APPELLANT
ATTORNEY ID: 000000000

11-30-2020 APPLIED - CLERK
AMOUNT: 25.00
HOW PAID CODE: 1
HOW PAID:
INTEREST BEARING IND: N
RECEIPT NUMBER: 6362379
P/D INDICATOR: D
NAME: MONICA G. JUSTICE
PARTY TYPE: APPELLANT
ATTORNEY ID: 000000000

11-30-2020 APPLIED - DAILY REPORTER
AMOUNT: 10.00
HOW PAID CODE: 1
HOW PAID:
INTEREST BEARING IND: N
RECEIPT NUMBER: 6362379
P/D INDICATOR: D
NAME: MONICA G. JUSTICE
PARTY TYPE: APPELLANT
ATTORNEY ID: 000000000

11-30-2020 NOTICE OF APPEAL DOCKETED
Reference: AD 04422 522 27

314

11-30-2020

☒ NOTICE OF APPEAL DOCKETED

Reference: AP.0A433.E32.37

NAME: MONICA G. JUSTICE

PARTY TYPE: APPELLANT

P/D INDICATOR: D

ATTORNEY ID: 001000055

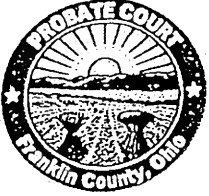
ATTORNEY NAME:: PROSE FILER

ADDRESS 1: 373 SOUTH HIGH ST

ADDRESS 2: 23RD FLOOR

CITY/ST/ZIP: COLUMBUS, OH 43215

444



Jeffrey D. Mackey, Judge

Franklin County Probate Court

373 SOUTH HIGH STREET, 22ND FLOOR, COLUMBUS, OHIO 43215-6311

probate.franklincountyohio.gov

Phone: (614) 525-3894

Fax: (614) 525-7422

March 31, 2021

Exhibit
G

Monica Justice
PO Box 82251
Columbus OH 43202

Dear Ms. Justice,

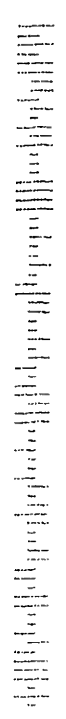
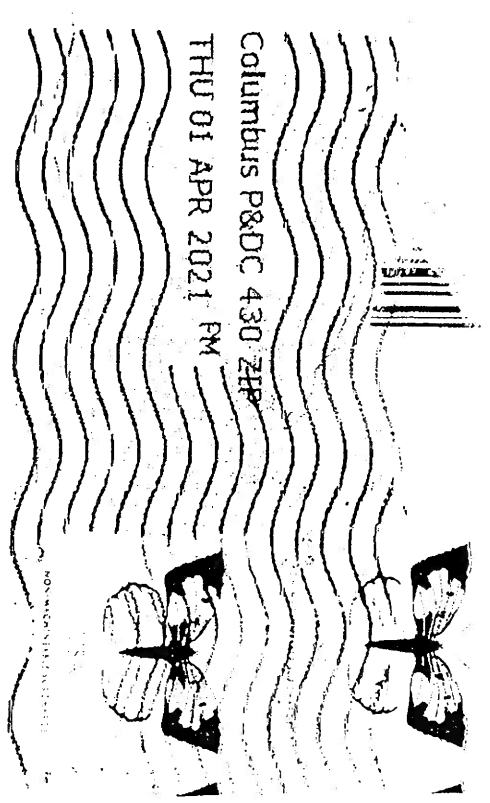
We are returning the documents enclosed herein. You requested they be filed in case number M 31874. The case associated with that number was a mental commitment which was dismissed and expunged. Therefore the file no longer exists and we cannot accept filings to that case.

Very truly yours,

Robert V Morris
Administrative Magistrate

FRANKLIN COUNTY
PROBATE "COURT"
22nd Floor
373 South High Street
Columbus, OH
43215

nr-lotus:justice ARE
410 P.O. Box 82251
Columbus, Ohio the STATE
USA (43202)



PROBATE COURT OF
FRANKLIN COUNTY

1 r-lotus: justice, et al., as
2 Executor, Trustor, Settlor for, of
3 MONICA G JUSTICE, et al.,
4 Relators
5 v.
6
7 STATE OF OHIO, et al
8 Respondents

Case #
Incc: Expunged case
MO31874 with
PROBATE COURT OF
FRANKLIN COUNTY

PETITION FOR COMPETENCY ADJUDICATION
BY RIGHT / RITE PURSUANT TO OHIO
REVISED CODE (ORC) §122.38
BY AFFIDAVIT OF RELATOR

Now Comes r-lotus: justice standing in propria personam,
invoking the 'Savings to suitors' clause of the Judiciary Act of
1789^A Section 9, hereafter Relator. Wherein the Relator is the
Executor, Trustor, Settlor, et al., of, for the instrument of cestuique^B
issued under the 14th Amendment, the cestuique vie^B MONICA G
JUSTICE^B, et al., under which I am currently being held
imprisoned, incarcerated under by FRANKLIN COUNTY SHERIFFS'
DEPARTMENT (hereafter FRAMESHERE) for acts taken by

^A Judiciary Act of 1789 Acts of the 1st Congress of the United States, as adopted on
September 27, 1789, 1st Session of the 1st Congress Assembled, Chapter 20 "An act to
establish the Judicial Court of the United States", pages 73-83, and Chapter 21 "An act to
regulate the Processes in the Courts of the United States", pages 83-89, Chapter 22, Emphasis Section 11.

^B "Commentaries on the Laws of England" by William Blackstone, Esq., Solicitor
General to Her Majesty, Clarendon Press, 1765. Emphasis "Rights of Persons" § 406.
1/2

NOT FOR COMMERCIAL USE

Existing Case or Add a Document

Case Number : M031874 (SEALED)

Case Subtype : Mental Illness

Document Category

Document Type *

Additional Text

Acceptable File Format(s) (*.doc, *.docx, *.pdf)

Document Location Choose File No file chosen

Page Count

Add to Submission

Existing Case or Add a Document

Case Number : M031874 (SEALED)

Case Subtype : Mental Illness

Document Category

Document Type * ALL
APPEND/ATTACH DOCUMENTS
APPLICATIONS/MOTIONS
ENTRY/ORDER
MISCELLANEOUS A - C doc, *.pdf

Document Location MISCELLANEOUS D - L
MISCELLANEOUS M - P

Page Count MISCELLANEOUS Q - W
PROPOSED ENTRY/ORDER

Add to Submission

Document Type Categories Available on the Probate Case File System

Franklin County

Existing Case to Add to

Case Number

Case Subtype : Me

Document Category

Document Type *

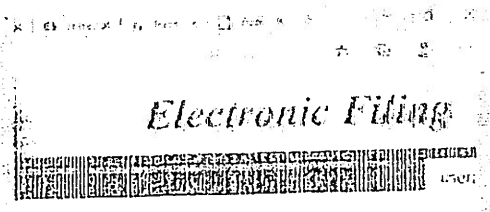
Additional Text

Acceptable File Format(s) (*.doc, *.docx, *.pdf)

Document Location Choose File No file chosen

Page Count

Add to Submission



Franklin County

Existing Case to Add to

Case Number

Document Category

Document Type *

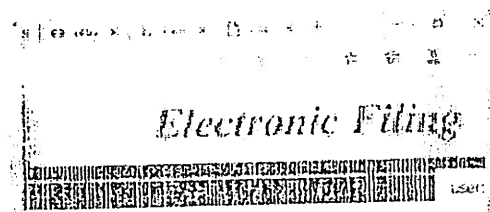
Additional Text

Acceptable File Format(s) (*.doc, *.docx, *.pdf)

Document Location Choose File No file chosen

Page Count

Add to Submission



SEARCHED

Inbox | [redacted].com | Pro... https://mail.protonmail.com/[redacted]

RE: Public Records Request

Exhibit
H

From: probate@franklincountyohio.gov
<probate@franklincountyohio.gov>

To: [redacted]

Date: Friday, October 8th, 2021 at 11:36 AM

The only one that popped up was Monica Greer Justice. Please see the attachment for your request.

Thanks,

Justina Benjamin, Deputy Clerk
Jeffrey D. Mackey, Judge
Franklin County Probate Court
373 S. High Street, 22nd Fl
Columbus, OH 43215
614-525-3899

10/10/2021, 3:23 AM

1614

From: [REDACTED]
Sent: Thursday, October 7, 2021 7:46 PM
To: Probate <probate@franklincountyohio.gov>
Subject: Public Records Request

Please provide any and all probate records concerning the following:

Monica Greer Justice

Monica Greer

Monica Justice

Lotus Justice

This email originated from an email address that is outside of

the county network. Do not click links or open attachments unless you recognize the sender and know the content is safe.

208.95 KB  8

... 00228414.Tif (24.00 KB)

... 00228416.Tif (27.31 KB)

... 00228417.Tif (18.96 KB)

... 00228418.Tif (23.91 KB)

... 00231805.Tif (36.07 KB)

... 00253576.Tif (27.79 KB)

... 00258328.Tif (47.98 KB)

T 468518.html (2.91 KB)

4468518

HEADER INFORMATION:
 CASE NO: 468518 SUFFIX: CASE NAME: TINDALL, MONICA LYNE TYPE: MISCELLANEOUS SUBTYP: NAME CHANGE
 ADDRESS: BOND AMOUNT: 0 APPRAISER: DATE OPERED: 9/14/1999 DATE CLOSED: 10/21/1999
 AKA: SPOUSE SOLE LEGATEE: DOD:
 CASE STATUS: 99 STATUS DESCRIPTION: CASE CLOSED RELATED CASE NO: 000000 REL CASE SUFFIX: WILL ELECTION:
 RELATED CASE NO: 000000 REL CASE SUFFIX: 000000
 WILL TERM NO: TRUST ACCOUNTING REQUIRED: DATE OF BIRTH: EXPERT EVALUATOR INVOLVED: NO EXPERT ON FILE
 SUBTYPE: SSN: 000000000 DATE OF BIRTH: EXPERT EVALUATOR INVOLVED: NO EXPERT ON FILE
 INDIGENT FUND CASE: EXPIRATION DATE: EXPERT EVALUATOR INVOLVED: NO EXPERT ON FILE
 NEW NAME: JUSTICE, MONICA GREER

GUARDIAN/FIDUCIARY/TRUSTEE/PETITIONER/PLAINTIFF INFO:
 NAME: HARRIS, CYNTHIA J. APPOINTED ON: TITLE: N/A
 ADDRESS:
 ATTORNEY NAME: HARRIS, CYNTHIA J. INV FILE DATE: INV NOTIC DATE: INV C HRG:
 ACT DUE DATE: ACT DUE DATE: ACT NOTIC DATE: ACT C HRG:
 CMB DUE DATE: CMB FILE DATE: CMB CTR DATE: CMB CTR HRG:
 SVA DUE DATE: SVA FILE DATE: SVA CTR DATE: SVA CTR HRG:
 INV EXCEPTION: INV EXCEPTION: INV EXCEPTION: INV EXCEPTION:
 WDS DUE DATE: WDS FILE DATE: WDS NOTIC DATE: WDS C HRG:
 BIENNIAL DUE: BIN NOTIC DATE: BIN CTR DATE: BIN CTR HRG:

DOCKET INFORMATION:
 01 CASE NUMBER (DAILY REPORTER) 10.00 9/14/1999 DUREATE
 03 DOCKETING & INDEX 15.00 9/14/1999 DUREATE
 04 COMPUTERIZED LEGAL RESEARCH 3.00 9/14/1999 DUREATE
 05 COMPUTER PERM 10.00 9/14/1999 DUREATE
 07 LEGAL AID TRUST FUND 15.00 9/14/1999 DUREATE
 09 ALTERNATIVE DISPUTE RESOLUTION FUND 10.00 9/14/1999 DUREATE
 CB COST BILL 0.00 9/14/1999 DUREATE
 40 PETITION TO CHANGE NAME 20.00 9/14/1999 DUREATE
 45 ADULT INFORMATION 0.00 9/14/1999 DUREATE
 12 ENTRY SETTING HEARING 5.00 9/14/1999 DUREATE

FILED

OCT 22 1999

LAWRENCE A. BELSKIS
 PROBATE CLERK

On Computer

NAME CHANGE

42

PR03ORCE
CURRENT DATE 10/21/1999

FRANKLIN COUNTY PROBATE COURT
SNAP SHOT OF CLOSED CASES ON: 10/21/1999

PAGE: 48

CASE NO: 468518
40.E DEPOSIT:
CC CERTIFIED COPY
5.4A RECEIPT
42 PROOF OF PUBLICATION
ENTRY APPROVING NAME CHANGE

5.00 9/14/1999
4.00 9/14/1999
97.00 9/14/1999
0.00 9/22/1999
0.00 10/21/1999
0.00

DJWBATE
DJWBATE
RECPT
RMBANNER
LAPAGE

5195

FILED 22

OCT 22 1999

LAWRENCE A. BELSKIS
PROBATE JUDGE

On Computer

THE DAILY REPORTER

http://centralohio.thesource.net

329 South Front Street
Columbus, Ohio 43215-5094
(614) 224-4835
FAX (614) 224-8649
email: cdr@sourcenews.com

Proof of Publication 09/21/99

Franklin County Probate Court
373 S. High St 22nd Floor
Columbus OH 43215

NAME CHANGE

#468518
Tindall

468518
In Re: Monica Lynne Tindall
To: Monica Greer Justice

Total public notice charge: \$25.00

STATE OF OHIO
Franklin County, Ohio, ss.

Patricia A. Deck

On behalf of THE DAILY REPORTER,
a newspaper published in
Franklin County, Ohio, makes
oath that the attached printed
advertisement was published 1
time(s) in said newspaper
i. e., on

September 21 1999

and that said newspaper is of
general circulation in said County.

Patricia A. Deck

Subscribed and sworn to
this 21 day of September 1999

Clyde A. Wyant...
Notary Public, State of Ohio

Change of Name
Hearing
Probate Court
Franklin County, Ohio
Case No. 468518
In Re: Monica Lynne Tindall
To Whom It May
Come
I am hereby notified that on September 14, 1999 an application was filed in the Probate Court, Franklin County, Ohio to change the name of Monica Lynne Tindall, Franklin County, Ohio, to Monica Greer Justice.
Said cause will come on for hearing before said Court on Thursday, October 1, 1999 at 2:30 P.M.
Cynthia J. Harris, Atty.
Sept 21

On Computer



CLYDE A. WYANT
Notary Public, State of Ohio
My Commission Expires
10-14-2003

FILED 25
SEP 22 1999
LAWRENCE A. BELSKIS
PROBATE JUDGE

696

FRANKLIN COUNTY PROBATE COURT
LAWRENCE A BELSKIS, JUDGE
(Effective: 8/01/97)

COST BILL - NAME CHANGE - ADULT

CASE NO. 468518

DATE: SEP 14 1999

IN THE MATTER OF THE CHANGE OF NAME:

OF: Monica Lynne Tindall

TO: Monica Greer Justice

On Computer
FILED
29 SEP 14 1999
LAWRENCE A. BELSKIS
PROBATE JUDGE

CASE NO	\$10.00
COMPUTERIZED LEGAL RESEARCH	3.00
COMPUTER FEE	10.00
INDEX AND DOCKET	15.00
DISPUTE RESOLUTION	10.00
PETITION	20.00
ENTRY (Approve or Dismiss)	5.00
ENTRY SETTING HEARING	5.00
TRUST FUND (Legal Aid) (Subject to Change 1/1/2003)	15.00
SUBTOTAL	<u>\$93.00</u>
4 CERTIFIED COPIES (Optional)	4.00
SUBTOTAL	<u>\$97.00</u>

ALL PAPERS, INCLUDING
ENTRY, MUST IDENTIFY
THE APPLICANT OF
THIS PROCEEDING

FILED
PROBATE COURT
FRANKLIN COUNTY
SEP 14 1999
LAWRENCE A. BELSKIS
PROBATE JUDGE

53 SEP 11 PM 2:56

FRANKLIN COUNTY PROBATE COURT
LAWRENCE A BELSKIS, JUDGE

468518

IN THE MATTER OF THE CHANGE OF NAME : CASE NO.

OF Monica Lynne Tindall

TO Monica Greer Justice

ADULT INFORMATION FORM

APPLICANT'S NAME: Monica Lynne Tindall

PRESENT ADDRESS: 20 E. California Ave, Cds, OH, 43202

MARITAL STATUS: single

AGE: 32 DATE OF BIRTH 1-6-67 PLACE OF BIRTH Cape Girardeau, MO
Cape Girardeau County,
City/County Missouri

NOTE

If married or divorced/dissolution, please provide the following information:

NAME OF FORMER/PRESENT SPOUSE: none

ADDRESS OF ABOVE:

NAMES AND AGES OF CHILDREN: none

ADDRESS OF ABOVE:

On Computer
FILED
29 SEP 14 1999
LAWRENCE A. BELSKIS
PROBATE JUDGE

8/14

FRANKLIN COUNTY PROBATE COURT
LAWRENCE A BELSKIS, JUDGE

Rev. 12/97

468518

IN THE MATTER OF THE CHANGE OF NAME : CASE NO.

OF Monica Lynne Tindall :

TO Monica Greer Justice :

NAME CHANGE APPLICATION (ADULT)

Your applicant respectfully represents that they are and have been a bona fide resident of Franklin County, Ohio, for at least one (1) year prior to the filing of this Application.

That the applicant desires to change their name to that of

Monica Greer Justice

for the following reasons: Applicant wishes to change her middle name to her mother's maiden name and change her last name to conform with her family members.

Your applicant further represents that this application will cause notice to be published once by publication in a newspaper of general circulation in the County at least thirty (30) days before the hearing on the Application as required by Ohio R.C. 2717.01(A).

Your applicant therefore prays that an order be made setting this matter for hearing.

X M. Tindall
APPLICANT MONICA TINDALL

DATE: 7-8-99

20 E. California Ave
ADDRESS

Columbus Ohio 43202

614-268-2557
TELEPHONE

On Computer
FILED
29 SEP 14 1999
LAWRENCE A. BELSKIS
PROBATE JUDGE

9 of 18

FRANKLIN COUNTY PROBATE COURT
LAWRENCE A BELSKIS, JUDGE

Rev. 7/97

IN THE MATTER OF THE CHANGE OF NAME : CASE NO.

468518

OF Monica Lynne Tindall
TO Monica Greer Justice

On Computer
FILED
29 SEP 14 1999
LAWRENCE A. BELSKIS
PROBATE JUDGE

JOURNAL ENTRY SETTING HEARING

Attorney, Cynthia J. Harris on behalf of Monica L. Tindall appeared

this day in open Court, and filed an Application for an order changing their name to that of Monica Greer Justice

The Court orders this matter set for hearing on the 21st day of OCT, 1999, at 2:30 AM/PM. The applicant is ordered to cause notice of their Application to be given once by publication in a newspaper of general circulation in this County at least thirty (30) days prior to the hearing date as required by law.

Lawrence A. Belskis

LAWRENCE A. BELSKIS
Judge of the Probate Court

APPROVED:

Cynthia J. Harris

ATTORNEY APPLICANT

3391 N. High St

ADDRESS

Cds OH 43202

614-447-9001

TELEPHONE

0059755

ATTORNEY'S SUPREME COURT NUMBER

copy

FRANKLIN COUNTY PROBATE COURT
LAWRENCE A BELSKIS, JUDGE

Rev. 12/97

468518

IN THE MATTER OF THE CHANGE OF NAME : CASE NO. _____
OF Monica Lyane Tindall :
TO Monica Greer Justice :



JOURNAL ENTRY - CHANGE OF NAME

This day the applicant appeared in open Court for the hearing to change their name. The Court being satisfied by proof in open Court of the truth of the facts set forth in the Application, that there exists reasonable and proper cause for changing the name of the applicant, and that notice of the intended Application has been given by one publication in a newspaper of general circulation in this County at least thirty (30) days prior to the hearing on the Application as required by law, IT IS ORDERED that said name be and hereby is changed to MONICA GREER JUSTICE

Lawrence A. Belskis

LAWRENCE A. BELSKIS
Judge of the Probate Court

APPROVED:

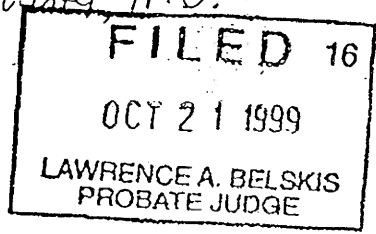
Cynthia J. Haws
ATTORNEY/APPLICANT
3391 N. High St
ADDRESS
Columbus, Ohio 43202
614-447-9001
TELEPHONE
(0059755)
ATTORNEY SUPREME COURT NUMBER

THE STATE OF OHIO } I, LAWRENCE A. BELSKIS, Judge and
FRANKLIN COUNTY, SS } Ex-Officio Clerk of the Probate Court of
Franklin County, Ohio hereby CERTIFY
that the above and foregoing is
truly taken and copied from the original
filed OCT 21 1999 as the same appears
of record and on file in said court.

WITNESS MY HAND and the Seal of said Court, this OCT 21 1999
of _____ 19__

LAWRENCE A. BELSKIS, Judge and Ex-Officio Clerk
By [Signature] Deputy Clerk

1/6/67
APPLICANT'S DATE OF BIRTH
Cape Girardeau, MO. / Cape Girardeau County, MO.
CITY, COUNTY, STATE OF BIRTH



ICA-5 9/96 READING 10-21-99 @ 2:30 PM

11 of 11

Defendant's Reply Contra 11/03/22

08/26/22 Motion of Nickole Iula to Quash Subpoena Filed on August 15, 2022

Defendant's Memo Contra 09/08/22

Movant's Reply 09/15/22

Defendant's Reply Contra 11/03/22

08/31/22 Motion to Quash Subpoena Issued to Non-Party Ohio Secretary of State Frank LaRose

Defendant's Memo Contra 09/27/22

08/31/22 Motion of Franklin County Probate Court and Judge Mackey to Quash Subpoena Filed on August 15, 2022

Movant's Memo Contra to Relator's Reply 09/16/22

Defendant's Memo Contra 10/14/22

09/16/22 Motion of Franklin County Prosecutor's Office and Gary Tyack to Quash Subpoena Filed on September 8, 2022

09/16/22 Motion of Franklin County Court of Common Pleas and Judge David Young to Quash Subpoena Filed on September 8, 2022

Movant's Reply 09/16/22

09/16/22 Motion of Franklin County Sheriff's Office and Sheriff Dallas Baldwin to Quash Subpoena Filed on September 8, 2022

09/21/22 Motion of Franklin County Prosecutor's Office and Gary Tyack to Quash Subpoena Filed on September 16, 2022

09/23/22 Netcare Forensic Center's Notice of No Responsive Documents to this Court's Entry Dated June 23, 2022 and Netcare Corp.'s Motion to Quash Subpoena

11/01/22 Motion of Franklin County Prosecutor's Office and Gary Tyack to Quash Subpoena
Filed on October 19, 2022

Defendant's Memo Contra 12/01/22

Movant's Reply 12/06/22

Defendant's Reply 01/03/23

01/09/23 Motion to Quash Subpoena Duces Tecum Issued to Special Agent McCoy and
Special Agent Ward

Defendant's Memo Contra 02/07/23

01/12/23 Motion to Quash Subpoena Issued to City Attorney Zach Klein & Assistant City
Attorney Jeffrey Furbee

Defendant's Memo Contra 02/13/23

01/12/23 Motion to Quash Subpoena Filed January 3, 2023

Defendant's Memo Contra 02/13/23

01/12/23 Motion to Quash Subpoena Filed January 3, 2023

Defendant's Memo Contra 02/13/23

01/12/23 Motion to Quash Subpoena Filed January 3, 2023

Defendant's Reply 02/13/23

01/27/23 Motion to Quash Subpoena Issued to Judge Andrea Peoples

01/27/23 Motion to Quash Duces Tecum Subpoena Issued to Lori Tyack & Franklin County
Municipal Court

Defendant's Memo Contra 02/07/23

At the hearing, the issue of quashing the subpoena issued to retired Franklin County Municipal
Court Judge Ted Barrows was raised sua sponte. The defendant was given the opportunity to

provide any additional argument or evidence, in addition to what was included in the briefings, during the hearing.

Under Crim.R. 17(C), when a party has issued a subpoena for the production of documents, “the court, upon motion made promptly and in any event made at or before the time specified in the subpoena for compliance therewith, may quash or modify the subpoena if compliance would be unreasonable or oppressive.” The burden of demonstrating that the subpoena is not unreasonable or oppressive lies with the proponent of the subpoena. *State v. Beck*, 2016-Ohio-8122, 75 N.E.3d 899, ¶ 23 (1st Dist.), citing *In re Subpoena Duces Tecum Served upon Potts*, 100 Ohio St.3d 97, 2003-Ohio-5234, 796 N.E.2d 915, paragraph one of the syllabus. The proponent of the subpoena must demonstrate that

(1) the subpoenaed documents are evidentiary and relevant; (2) they are not otherwise reasonably procurable in advance of trial by due diligence; (3) the proponent cannot properly prepare for trial without production and inspection of the documents and the failure to obtain the documents may tend to unreasonably delay the trial; and (4) the subpoena is made in good faith and not intended as a general “fishing expedition.”

Id., citing *Potts* at paragraph one of the syllabus.

The following motions to quash addressed subpoenas for documents. They shall be addressed in turn.

- **06/23/22 Motion of Franklin County Prosecutor’s Office to Quash Subpoena Filed on 6/23/22**

This subpoena requests documents relating to the grand jury proceedings. The movant’s arguments were persuasive. “Under Ohio law, ‘[g]rand jury proceedings are secret, and an accused is not entitled to inspect grand jury transcripts either before or during trial unless the ends of justice require it and there is a showing by the defense that a particularized need for disclosure exists which outweighs the need for secrecy.’” *State v. Bridgewater*, 10th Dist. Franklin No. 12AP-428,

2012-Ohio-6167, ¶ 9, quoting *State v. Greer*, 66 Ohio St.2d 139, 420 N.E.2d 982 (1981), paragraph two of the syllabus.

The Court finds the defendant made no showing that a particularized need for disclosure exists which outweighs the need for secrecy. Instead, this is akin to a fishing expedition.

- **08/24/22 Motion of Franklin County Court of Common Pleas and Judge David Young to Quash Subpoena Filed on August 15, 2022**

The underlying subpoena sought documentation of the Common Pleas Court and the undersigned's financial interest in this case. The defendant failed to meet the burden of establishing any of the four requirements to demonstrate this request is not unreasonable or oppressive.

For example, this evidence is not relevant. "Relevant evidence" means evidence having any tendency to make the existence of any fact that is of consequence to the determination of the action more probable or less probable than it would be without the evidence." Evid.R. 401. Public officials' salaries are also public record, which means that information is reasonably procurable with due diligence. Further, Crim.R. 17(C) is "not intended to provide additional means of discovery[.]" *Potts* at ¶ 12. The defendant has refused to request discovery and is now attempting to use subpoenas as a means for discovery. This request is nothing more than a fishing expedition.

- **08/24/22 Motion of Franklin County Clerk of Courts and Mary Ellen O'Shaughnessy to Quash Subpoena Filed on August 15, 2022**

The defendant issued the underlying subpoena requesting the movants provide a certified copy of the bonds issued in this case. The defendant failed to meet the burden of establishing any of the four requirements to demonstrate this request is not unreasonable or oppressive. This

information is irrelevant. Bond information is also publicly available. This is an improper use of a subpoena to engage in discovery.

- **08/24/22 Motion of Franklin County Prosecutor's Office to Quash Subpoena Filed on August 15, 2022**

The underlying subpoena sought documentation of the Prosecutor's Office, Gary Tyack, Taylor Mick, Marla Farbacher, and Cory Helffrich's financial interest in this case. The defendant failed to meet the burden of establishing any of the four requirements to demonstrate this request is not unreasonable or oppressive. This evidence is irrelevant. The defendant made no persuasive arguments as to how this information is relevant to issues to be decided in this case. The compensation of government employees is reasonably procurable with due diligence because it is public record. Further, seeking this information is nothing more than a fishing expedition. This is also an improper use of a subpoena to engage in discovery.

- **08/26/22 Motion of Nickole Iula to Quash Subpoena Filed on August 15, 2022**

The underlying subpoena sought documentation of the Nickole Iula's financial interest in this case. For the same reasons stated under the last motion, this subpoena is improper.

- **08/31/22 Motion to Quash Subpoena Issued to Non-Party Ohio Secretary of State Frank LaRose**

The underlying subpoena sought six items including certified copies of sections of the Ohio Constitution, a written explanation of any discrepancies between the certified copies and what the Secretary's Office has published, and the amended history of certain sections of the Ohio Constitution. Secretary LaRose's arguments are persuasive.

Civ.R. 44.1(A)(1) provides: "Judicial notice shall be taken of the rules of the supreme court of this state and of the decisional, constitutional, and public statutory law of this state." *See*

Crim.R. 27. Thus, a court may take judicial notice of the Ohio Constitution. Moreover, the defendant failed to demonstrate that this request is anything more than a fishing expedition. The Ohio Constitution is readily available and accessible to the public. It is unreasonable and oppressive to force a public official to certify portions of the Ohio Constitution when doing so is unnecessary.

Further, a subpoena may issue to command a person “to *produce* the books, papers, documents or other objects designated therein.” (Emphasis added.) Crim.R. 17(C). It would be inappropriate for the Court to order Secretary LaRose to create new documents for the defendant.

- **08/31/22 Motion of Franklin County Probate Court and Judge Mackey to Quash Subpoena Filed on August 15, 2022**

The underlying subpoena requests that the movants produce the date in which case number M31874 was expunged and a copy of the Magistrate’s Order of Dismissal and Expungement. First, when a case is expunged, that means no such record exists. See R.C. 5122.01(R)(4). Thus, the movants do not maintain such records and cannot comply.

Further, even if they were available, the defendant failed to demonstrate that they would be relevant to this case. The date of the expunged probate case and the order of expungement do not bear upon the issues to be decided in this case. The defendant also failed to demonstrate that preparation for trial without these items is not possible.

- **09/16/22 Motion of Franklin County Prosecutor’s Office and Gary Tyack to Quash Subpoena Filed on September 8, 2022**

The underlying subpoena seeks a 4th Amendment compliant warrant for the arrest, search, or seizure issued by a court in Ohio and related documents. This subpoena is being used as a means to conduct discovery. This is inappropriate. Crim.R. 17(C) is “not intended to provide

additional means of discovery[.]” *Potts* at ¶ 12. The defendant has refused to request discovery and seeks to inappropriately circumvent that process. The Court notes that the State has turned over any and all discovery to the defendant, even though the defendant has refused to file for the same. It is the defendant’s responsibility to maintain her case file. It is both unreasonable and oppressive to obligate the State to continually provide additional copies of documents that have already been turned over to the defendant.

Further, the defendant failed to demonstrate that the warrant is not reasonably procurable with due diligence. The warrant is available on a public website. The defendant may access the same through the process set forth in the Rules of Superintendence.

- **09/16/22 Motion of Franklin County Court of Common Pleas and Judge David Young to Quash Subpoena Filed on September 8, 2022**

The underlying subpoena requests: “Any, all documentation, emails, ex parte orders communications notes, etc, affected, effected by ~david:young as administrative ‘judge’ to any and all other agents operating on behalf of the ‘state’ as it, they pertain to “Monica G Justice,” “Lotus Justice”, et al., and, or case number 20-cr-03470[.]” The defendant failed to meet the burden of establishing any of the four requirements to demonstrate this request is not unreasonable or oppressive. This request is nothing more than a fishing expedition. It is overly broad and lacks any specificity. The defendant is seeking as much information as possible without demonstrating a need for any of it.

Further, any documents that would be produced from such a request would be irrelevant. The communication would have occurred after this case was initiated. The documents would not impact the presentation of a defense.

- **09/16/22 Motion of Franklin County Sheriff's Office and Sheriff Dallas Baldwin to Quash Subpoena Filed on September 8, 2022**

The underlying subpoena requests various documents such as all communication between the Sheriff's Office and the media regarding the defendant, all inmate records, and SWAT training protocols. The movants' arguments were persuasive. The defendant failed to demonstrate how any of this information is relevant or would aid in the preparation of the defense. Further, disclosure of the SWAT training information and policies may reveal confidential techniques or procedures, which is improper. R.C. 149.43(A)(1)(h). This is also an improper use of a subpoena to engage in discovery.

- **09/21/22 Motion of Franklin County Prosecutor's Office and Gary Tyack to Quash Subpoena Filed on September 16, 2022**

The underlying subpoena seeks the same documents previously requested by subpoena filed September 8, 2022. The motion to quash was filed by the same movants on 09/16/22. The motion to quash is well-taken for the same reasons stated in regard to the movant's 09/16/22 motion above.

- **09/23/22 Netcare Forensic Center ("Netcare")'s Notice of No Responsive Documents to this Court's Entry Dated June 23, 2022 and Netcare Corp.'s Motion to Quash Subpoena**

The movant's arguments are persuasive. First, Netcare has no responsive documents to produce. Moreover, the subpoena is not compliant with HIPAA, and, even if it was, documents created by Netcare would fall into an exception. *See* 45 CFR § 164.512(e)(1)(ii)(a)-(b); 45 CFR § 164.524. The defendant also failed to meet her burden of demonstrating that the subpoenaed documents would be relevant.



- **11/01/22 Motion of Franklin County Prosecutor's Office and Gary Tyack to Quash Subpoena Filed on October 19, 2022**

The underlying subpoena requests a certified copy of the warrant executed by police. The underlying subpoena seeks the same documents previously requested by subpoenas filed September 8, 2022 and September 16, 2022. Motions to quash were filed by the same movants on 09/16/22 and 09/21/22. The motion to quash is well-taken for the same reasons stated in regard to the movants' 09/16/22 motion above.

- **01/09/23 Motion to Quash Subpoena Duces Tecum Issued to Special Agent McCoy and Special Agent Ward**

The underlying subpoena essentially requests BCI's entire investigative file. Requested materials have been furnished to the Franklin County Prosecuting Attorneys. The defendant has explicitly stated multiple times that she is not seeking any discovery in this case, but then issued this subpoena attempting to gain discovery. Crim.R. 17(C) is "not intended to provide additional means of discovery[.]" *Potts*, 2003-Ohio-5234, at ¶ 12. Although the defendant has not filed for discovery, the State has stated multiple times on the record that all of the discovery they have has been turned over to the defendant. Moreover, the defendant did not meet the burden of demonstrating that the documents would be relevant to a fact at issue or that they were somehow necessary to prepare for trial.

- **01/12/23 Motion to Quash Subpoena Filed January 3, 2023¹**

As to documents, the underlying subpoena requested that Franklin County Auditor Michael Stinziano produce the transaction history for 2762 Beulah Road, Columbus, Ohio 43211 regarding change of ownership. The defendant failed to demonstrate that the subpoenaed documents are not

¹ The underlying subpoena sought both documents and testimony. Only the documents will be addressed in this portion of the Decision.

reasonably procurable with due diligence because they are public records. The defendant also failed to meet the burden of demonstrating that the documents are evidentiary and relevant to the necessary determinations in this case.

- **01/27/23 Motion to Quash Duces Tecum Subpoena Issued to Lori Tyack & Franklin County Municipal Court**

The underlying subpoena requests, in summary, six years of any and all notes and communications possessed or produced by the Franklin County Municipal Court to or from Willis Law Firm, LLC, Dimitri Hatzifotinos, and willislawohio.com that are not part of case number 2020-CVG-012182. The movants' arguments are persuasive. The defendant failed to demonstrate that this is anything more than a fishing expedition. Upon initial search of just e-mail messages, the keywords generated enough documents to require a court employee to spend about 50 business days reviewing the documents to determine if anything was confidential, privileged, or needed to be redacted. The defendant also requested a range of documents in addition to the e-mails. The Franklin County Municipal Court has 15 judges and hundreds of employees. The Willis Law Firm regularly practices before the Municipal Court. The defendant did not make this request in good faith. Seeking six years of communications with the identified key words from the entire Municipal Court is unreasonable. Moreover, the defendant failed to meet the burden of demonstrating that the documents obtained would be relevant to the issues to be tried.

The Court will next address the motions to quash subpoenas that were issued for testimony at trial.

The right of a criminal defendant to present witnesses on his own behalf in order to establish a defense is a fundamental element of due process. *Taylor v. Illinois*, 484 U.S. 400, 409, 108 S.Ct. 646, 98 L. Ed. 2d 798 (1988); *Lakewood v. Papadelis*, 32 Ohio St.3d 1, 4-5, 511 N.E.2d 1138 (1987). However, this right is not without some limitations. *State v. Studer*, 12th Dist. Butler No.

CA91-06-101, 1991 Ohio App. LEXIS 5622, 1991 WL 247525, *3 (Nov. 25, 1991). Where a defendant's subpoena is challenged, "the defendant must make a 'plausible showing' of how the witness's testimony will be 'both material and favorable to his defense.'" *State v. Smith*, 168 Ohio App.3d 141, 2006-Ohio-3720, ¶ 123, 858 N.E.2d 1222 (1st Dist.), quoting *United States v. Valenzuela-Bernal*, 458 U.S. 858, 867, 102 S. Ct. 3440, 73 L. Ed. 2d 1193 (1982). "This showing is essential to establish a constitutional violation." *Id.*

State v. Johnson, 12th Dist. Warren No. CA2015-09-086, 2016-Ohio-7266, ¶ 97. For evidence to be material, it must relay "facts that might affect the outcome of the suit under governing law."

Turner v. Turner, 67 Ohio St.3d 337, 340, 617 N.E.2d 1123 (1993).

The following motions were filed in response to subpoenas requesting testimony and shall be addressed in turn.

- **01/12/23 Motion to Quash Subpoena Issued to City Attorney Zach Klein & Assistant City Attorney Jeffrey Furbee**

The movants' arguments are persuasive. The testimony sought is protected by attorney-client privilege. The movants recitation of the applicable law was comprehensive and demonstrated that City Attorney Klein and Assistant City Attorney Furbee are not at liberty to testify as to matters related to this case. (Mot. to Quash, pgs. 3-5, Jan. 12, 2023.) Assistant City Attorney Furbee serves as Police Legal Advisor and represents the corporate entity that is the City of Columbus. The City of Columbus holds the privilege and has not provided a blanket waiver. Any information City Attorney Klein obtained was gained through Assistant City Attorney Furbee's communications with the City, which are covered by attorney-client privilege.

Further, City Attorney Klein's testimony is irrelevant to the facts that are of consequence in the determination of this case. City Attorney Klein was not present at the scene and did not engage in the planning or aftermath of the incident that serves as the basis for this case. Any

information the City Attorney has would constitute hearsay and, as previously stated, is protected by attorney-client privilege.

★ ★ ★
• **01/12/23 Motion to Quash Subpoena Filed January 3, 2023**

The underlying subpoena was issued to Judge Jeffrey D. Mackey of the Franklin County Probate Court. The defendant failed to make a plausible showing that Judge Mack's testimony is material and favorable to the defense. Judge Mackey does not have any direct knowledge of the particular facts of this case. His testimony would only be general or vague. This means it would be both irrelevant and immaterial. Without direct knowledge, Judge Mackey will not be able to testify about facts that might affect the outcome of the trial. General or vague testimony is not significant or essential to this case. Allowing irrelevant evidence such as this may also confuse the jury.

★ ★ ★
• **01/12/23 Motion to Quash Subpoena Filed January 3, 2023**

The underlying subpoena was issued to Magistrate Heather Worthington of the Franklin County Probate Court. As with Judge Mackey, Magistrate Worthington has no direct knowledge of the particular facts regarding the incident at issue. Thus, for the same reasons discussed above, the defendant failed to make a plausible showing that Magistrate Worthington's testimony is material and favorable to the defense.

• **01/12/23 Motion to Quash Subpoena Filed January 3, 2023²**

The underlying subpoena was issued to Auditor Stinziano. The Auditor has no direct knowledge of the particular facts regarding the incident at issue in this case. For the same reasons discussed above regarding Judge Mackey's subpoena, the defendant failed to make a plausible showing that Auditor Stinziano's testimony is material and favorable to the defense.

² The underlying subpoena sought both documents and testimony. The documents were previously addressed. Only the testimony will be addressed in this portion of the Decision.

- **01/27/23 Motion to Quash Subpoena Issued to Judge Andrea Peeples**

The defendant subpoenaed Judge Andrea Peeples of the Franklin County Municipal Court to testify. Judge Peeples also has no direct knowledge of the facts that are of consequence to the determination of this case. For the same reasons discussed above regarding Judge Mackey's subpoena, the defendant failed to make a plausible showing that Judge Peeples's testimony is material and favorable to the defense. Further, any information Judge Peeples learned of the circumstances of this case was communicated after the incident had occurred, meaning the information would constitute hearsay.

- **Subpoena issued to Ted:barrows on January 3, 2023**

The defendant issued a subpoena to "Ted:barrows" on January 3, 2023. Judge Ted Barrows served on the Franklin County Municipal Court bench and is now retired. During the hearing, the Court raised the issue of the subpoena issued to Judge Barrows and gave the defendant an opportunity to make a plausible showing of how the Judge Barrow's testimony will be both material and favorable to the defense. The defendant failed to demonstrate that the testimony is material or favorable. Judge Barrows was not present at the scene and there was no indication that he has direct knowledge of any facts that are significant to deciding the underlying issues of the case.

For the reasons stated above, the twenty Motions to Quash listed on pages 1-3 are hereby **GRANTED**. The underlying subpoenas are **ORDERED QUASHED**. Further, the subpoena issued to "Ted:barrows" on January 3, 2023 is also **ORDERED QUASHED**.

IT IS SO ORDERED.

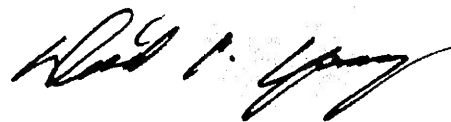
To the Clerk of Courts: ordinary mail service shall issue to: Monica Justice at 2460 Jackson Pike, Columbus, OH 43223

Copy electronically to counsel for the State of Ohio.

Franklin County Court of Common Pleas

Date: 03-03-2023
Case Title: STATE OF OHIO -VS- MONICA G JUSTICE
Case Number: 20CR003470
Type: ENTRY/ORDER

It Is So Ordered.

A handwritten signature in black ink, appearing to read "David C. Young", written in a cursive style.

/s/ Judge David C. Young

- 09/08/22 Notice of Noncompliance with Court Administrative Rule 12.2 'Notice of Self-Defense' Due to Estoppel and Laches, Memorandum in Objection to New 'Court' Rule 12.2
- 09/08/22 Petition for Access to State Funds to Effect Due Process, Subpoena Service, Private Investigation, Depositions, et al. Under Equity
- Addendum by Defendant 10/14/22
- 09/08/22 Petition to Put Verbal Order(s) of August 17, 2022 into Writing
- 09/16/22 Notice of Estoppel by Affidavit Petition for Order from Judge Young Ordering Sheriff Baldwin and Franklin County Sherriff's Office to Comply with State Statutes and State and County Policies Concerning Inmates and Standards for Jails in Ohio Mandating the Compliance with Federal and State Constitutional Standards
- 09/16/22 Notice of Laches & Estoppel Petition for Order from Judge Young Ordering Agent for the Purported Plaintiff to Answer the Demands of the Defenses 1/27/2022 Petition Pursuant to Brady v. Maryland, et al. a Brady Motion in the Alternative
- 11/03/22 Petition for Non-Suit
- 11/07/22 Petition for Non-Suit
- 01/13/23 Notice to Clerk to Docket a Letter of Rogatory to 'State' Relative to Case
- 02/07/23 Letter of Rogatory
- 02/07/23 Petition for Order from Judge Young ordering the Franklin County Sheriff's Office to no longer obstruct the conveyance of legal materials as evidence collected under compulsory process and, or for the purposes of Defense, both in printed and electronic format, either in or out of the facility of imprisonment when circumstances deem it necessary in the exercise of due process, et al.

Both the defendant and the State were given the opportunity to make a record. The following filings were then made after the hearing and have been reviewed and considered:

- 02/13/23 Letter of Rogatory / Notice to Clerk to Docket Documents Relative to the Case
- 02/13/23 Relator's Reply Contra to Franklin County Prosecutor's Office and Gary Tyack's Memo Contra Defendant's Reply
- 02/17/23 Letter of Rogatory in re: documents not docketed, omitted from filing in previous submissions to Clerk for docketing

- 02/22/23 Reaffirmation of Petition for Return of Personal Property Not Subject to Use in a Crime Seized by the Bureau of Criminal Investigation
- 02/23/23 Notice to Clerk and Court of Legal Resident Address Change for Purported Defendant "Monica G. Justice", et al., by IRS Form Notice to Clerk and Court to Correct Correspondence Address of Defense Counsel of Record
- 02/23/23 Notice of Obstructions of Justice and Criminal Activity which Violates Due Process and is Obstructing Defenses Ability to Prepare for 'Trial' as Scheduled for March 2023. Petition for Order from Admin. 'Judge' ~david young Ordering the Franklin County Sheriffs Office to Provide Unlimited, Unfettered Access to the 'Court' Provided Computer and Defenses Evidence Currently Being Obstructed and Metered [sic]

The defendant refused to seek discovery. Instead, a Petition Pursuant to Brady v. Maryland, et al. A Brady Motion in the Alternative was filed. The defendant demanded certain discovery from the prosecution. The State has stated multiple times that any and all relevant discovery has been turned over to the defendant. The State most recently made this representation at the February 8, 2023 hearing.

The defendant does not identify as a sovereign citizen. However, the arguments the defendant asserts are "sovereign citizen" arguments that have been soundly rejected by every court that has been given the opportunity to do so. *State v. Miller*, 12th Dist. Clermont No. CA2018-04-019, 2018-Ohio-4258, ¶ 27. The Twelfth District provided the following examples from Ohio courts: *State v. Artis*, 1st Dist. Hamilton Nos. C-160707 and C-160727 thru C-160730, 2017 Ohio App. LEXIS 3840, *2 (Sept. 8, 2017) (appellant "cannot bestow sovereign immunity on herself. Her status as a Moroccan or Moorish individual does not allow her 'to violate state and federal laws without consequence'"); *State v. Few*, 2d Dist. Montgomery No. 25969, 2015-Ohio-2292, ¶ 6 (overruling appellant's "sovereign citizen" arguments as "wholly frivolous"); *State v. Farley*, 5th Dist. Muskingum Nos. CT2013-0026 and CT2013-0029, 2013-Ohio-5517, ¶ 13 (overruling appellant's "sovereign citizen" arguments upon finding there was "no legal authority

to support Appellant's arguments"); *City of Shaker Heights v. El-Bey*, 8th Dist. Cuyahoga Nos. 105701 and 105702, 2017-Ohio-9022, ¶ 4 (rejecting appellant's claim that his status as a "sovereign person" absolved him from prosecution); *State v. Gunnell*, 10th Dist. Franklin No. 13AP-90, 2013-Ohio-3928, ¶ 6-10 (rejecting appellant's "sovereign citizen" arguments noting such claims have been raised "by pro se litigants, albeit unsuccessfully"). *Id.* The Tenth District, in *Gunnell*, cited the following federal court examples: *United States v. Benabe*, 654 F.3d 753, 767 (7th Cir.2011) ("Regardless of an individual's claimed status of descent, be it as a 'sovereign citizen,' a 'secured-party creditor,' or a 'flesh-and-blood human being,' that person is not beyond the jurisdiction of the courts"); *Black v. Florida*, N.D.Fla. No. 4:09cv30-SPM/WCS, 2009 U.S. Dist. LEXIS 47187 (June 4, 2009) (Petitioner's act of "writing his name in all capital letters does not change him from a human, natural person to a legal entity thus depriving the state court of jurisdiction to prosecute him for criminal offenses"); *United States v. Curry*, D.Md. No. WDQ-12-0163, 2013 U.S. Dist. LEXIS 38112 (Mar. 19, 2013) (rejecting defendant's claim that "the use of capital letters means that the defendant 'is an artificial or fictitious person.' [Defendant's] capital-letter argument is * * * unavailing and frivolous"); *United States v. Delatorre*, N.D.Ill. No. 03 CR 90, 2008 U.S. Dist. LEXIS 7530 (Jan. 30, 2008) ("This court's jurisdiction over Mr. Delatorre remains valid whether his name is written in all capital letters or a mix of capital and lower case letters, or whether he identifies himself as: a 'real flesh and blood man, in his private capacity,' [or] a 'sovereign secured party creditor'"). *Gunnell* at ¶ 6.

Throughout the filings, the defendant has repeatedly questioned the jurisdiction of this Court. Whether or not defendant claims to be sovereign or some type of unincorporated entity,

the Ohio Constitution, in accordance with the Federal Constitution, sets forth jurisdiction requirements by which a trial court has power to adjudicate a case. Article IV, Section 4(B) states that "the courts of common pleas and divisions thereof shall have such original

jurisdiction over all justiciable matters * * *." In promulgating R.C. 2901.11(A)(1), the Ohio General Assembly set forth "Criminal Law Jurisdiction" and established that "a person is subject to criminal prosecution and punishment in this state if any of the following occur: The person commits an offense under the laws of this state, any element of which takes place in this state." R.C. 1.59(D) states that "'person' includes an individual" so that Ohio's Revised Code and any applicable criminal statutes apply to all individuals, regardless of citizenship or nonresident alien status. According to Ohio's criminal venue statute, R.C. 2901.12(A), "the trial of a criminal case in this state shall be held in a court having jurisdiction of the subject matter, and in the territory of which the offense or any element of the offense was committed."

Id. at ¶ 28, quoting *State v. Blacker*, 12th Dist. Warren No. CA2008-07-094, 2009-Ohio-5519, ¶ 9. Further, "the U.C.C. has no bearing on criminal subject matter jurisdiction." *Id.* at ¶ 7, quoting *United States v. Mitchell*, 405 F.Supp.2d 602 (D.Md.2005), and citing *Van Hazel v. Luoma*, E.D.Mich. No. 05-CV-73401-DT, 2005 U.S. Dist. LEXIS 25247 (Oct. 27, 2005) (noting that other courts have rejected similar jurisdictional claims as frivolous, and holding that "Petitioner cannot divest the State of Michigan of jurisdiction to prosecute him of a criminal offense simply by declaring a security interest in himself pursuant to the Uniform Commercial Code").

Here, the defendant has been indicted for violations of Ohio's criminal code, with the violations occurring in Franklin County. Therefore, the Franklin County Court of Common Pleas has proper jurisdiction over the defendant.

Throughout the filings, the defendant also levied many complaints against other governmental agencies. For example, the Clerk of Courts and the Sheriff's Office. "The Ohio Supreme Court has held that a presumption of regularity attaches to official actions." *Village of Cuyahoga Hts. v. Ram Supply Chain, L.L.C.*, 8th Dist. Cuyahoga Nos. 109565, 109566, 2021-Ohio-315, ¶ 34, citing *L.J. Smith, Inc. v. Harrison Cty. Bd. of Revision*, 140 Ohio St.3d 114, 2014-Ohio-2872, 16 N.E.3d 573, ¶ 27. This presumption presupposes that public officials are

properly performing their duties. *Id.* There is no persuasive evidence that has been presented to demonstrate that any public officials, or their offices, have inhibited the advancement of this case or otherwise acted inappropriately.

Upon review of the filings, the Court finds that the defendant's requests are not well-taken and the same are **DENIED**. The arguments asserted have little basis in law and fact. Instead, the filings offer attenuated arguments that are wholly unpersuasive.

IT IS SO ORDERED.

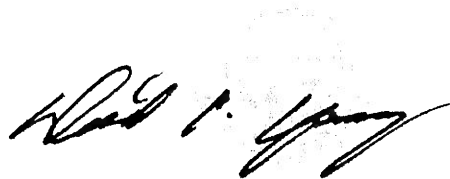
To the Clerk of Courts: ordinary mail service shall issue to: Monica Justice at 2460 Jackson Pike, Columbus, OH 43223

Copy electronically to counsel for the State of Ohio.

Franklin County Court of Common Pleas

Date: 03-03-2023
Case Title: STATE OF OHIO -VS- MONICA G JUSTICE
Case Number: 20CR003470
Type: ENTRY/ORDER

It Is So Ordered.

A handwritten signature in black ink, appearing to read "David C. Young", is written over a faint, circular official seal. The signature is fluid and cursive.

/s/ Judge David C. Young

Subject: RE: Monica Justice Set Out

From: "Jeffrey, Dennis J." <DJeffrey@columbuspolice.org>

Date: 7/3/20, 10:06 AM

Exhibit
K

To: "Woods, Michael A." <MWoods@columbuspolice.org>, "Gray, Michael P." <MGray@columbuspolice.org>

CC: "Quinlan, Thomas" <TQuinlan@columbuspolice.org>

Sir,

I was informed today by Sgt. Graber that FCSO SWAT was going to handle this situation. Mr . Furbee suggested talking to her attorney which I said I was willing to do, but did not hear back from him. Roger Dickinson called me yesterday as she has posted some YouTube videos but I did not observe anything in them that would meet Pink Slip/Probate criteria.

Respectfully,

Dennis

From: Woods, Michael A.
Sent: Friday, July 3, 2020 9:27 AM
To: Gray, Michael P. <MGray@columbuspolice.org>; Jeffrey, Dennis J. <DJeffrey@columbuspolice.org>
Cc: Quinlan, Thomas <TQuinlan@columbuspolice.org>
Subject: Fw: Monica Justice Set Out

I am working on this with Furbee to understand our authority in this matter especially if it becomes necessary to use force. Dennis can you check to see if anyone has a rapport with this woman, the address is in the order. Maybe MCR or netcare.

From: Furbee, Jeffrey
Sent: Thursday, July 2, 2020 9:56 PM
To: Woods, Michael A.
Cc: Quinlan, Thomas
Subject: RE: Monica Justice Set Out

Here is where the judges authority comes from. He does have broad authority and you can assist. The order does give you some coverage. However, what "assistance" means is open to some interpretation. I have a call into Judge Barrows to get some clarification. I will let you know asap

1901.13 Additional powers of the court.

(A) In any action or proceeding of which a municipal court has jurisdiction, the court or any judge of the court has the power to do all of the following:
(1) Issue process, preserve order, punish contempts, summon and impanel jurors, refer matters to a referee, set aside a verdict, grant a new trial or motion in arrest of judgment, vacate or modify a judgment, suspend execution

of sentence upon filing of notice of appeal, admit the defendant to bail, fix the amount of bond and approve the sureties, inquire into the financial responsibility of proposed sureties on all bonds in both civil and criminal actions or proceedings and, on the motion of any party or on its own motion, require security or additional surety, and to exercise any other powers that are necessary to give effect to the jurisdiction of the court and to enforce its judgments, orders, or decrees;

(2) Issue any necessary orders in any proceedings before and after judgment, for attachment or garnishment, arrest, aid of execution, trial of the right of property, revivor of judgment, and appointment of a receiver of personal property, for which authority is conferred upon the courts of common pleas or a judge of the court of common pleas;

(3) Hear and determine questions of exemptions upon application or action of any party to a pending cause;

(4) Control and distribute all property or the proceeds of property that are levied upon or seized by any legal process issuing from the court and that may come into the hands of its officers, and to order immediate sale of any property of a perishable nature that may come into the hands of an officer of the court upon any process issuing from the court. Any money realized from the sale of property of a perishable nature shall be deposited with the clerk until distributed by order of the court.

(B) Whenever an action or proceeding is properly brought in a municipal court within Cuyahoga county, the court has jurisdiction to determine, preserve, and enforce all rights involved in the action or proceeding, and to hear and determine all legal and equitable remedies necessary or proper for a complete determination of the rights of the parties.

Jeffrey S. Furbee
Chief Police Legal Advisor

Office of Columbus City Attorney Zach Klein
(614) 645 -4523
(614) 645-4551 (fax)
120 Marconi Blvd.
Columbus, Ohio 43215
jfurbee@columbuspolice.org<<mailto:jfurbee@columbuspolice.org>>
www.columbuscityattorney.org

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From: Woods, Michael A.
Sent: Thursday, July 2, 2020 7:56 PM
To: Furbee, Jeffrey
<JFurbee@columbuspolice.org<<mailto:JFurbee@columbuspolice.org>>>
Subject: Fwd: Monica Justice Set Out

What is our authority in this situation. Since she cannot be arrested for the set out order how are we able to use force if it comes to that?
Sent from my iPhone

Begin forwarded message:
From: "Quinlan, Thomas"

<TQuinlan@columbuspolice.org<mailto:TQuinlan@columbuspolice.org>>
Date: July 2, 2020 at 3:54:44 PM EDT
To: "Furbee, Jeffrey"
<JFurbee@columbuspolice.org<mailto:JFurbee@columbuspolice.org>>
Cc: "Hoyle, Gregory"
<GHoyle@columbuspolice.org<mailto:GHoyle@columbuspolice.org>>, "Woods, Michael
A." <MWoods@columbuspolice.org<mailto:MWoods@columbuspolice.org>>, "Gray,
Michael P." <MGray@columbuspolice.org<mailto:MGray@columbuspolice.org>>
Subject: RE: Monica Justice Set Out

I did not get the earlier email, it was 4-5 pages down the screen buried. Why is FCSO not assigned to this function? Verify through Furbee that we have authority to do more than keep the peace. If Furbee states we need to act on this my concern is we have not trained officers how to handle these types of court orders since the County sheriff handles them routinely.

Mike, if Furbee says we must handle this then please work with Hoyle and Furbee to arrange it. If Commander Gray is already Acting DC then ask him to follow up please.

From: Furbee, Jeffrey
Sent: Thursday, July 02, 2020 1:56 PM
To: Quinlan, Thomas
<TQuinlan@columbuspolice.org<mailto:TQuinlan@columbuspolice.org>>
Subject: FW: Monica Justice Set Out

He was afraid you hadn't gotten it. I did a bunch of follow-up on this.

Jeffrey S. Furbee
Chief Police Legal Advisor

Office of Columbus City Attorney Zach Klein
(614) 645 -4523
(614) 645-4551 (fax)
120 Marconi Blvd.
Columbus, Ohio 43215
jfurbee@columbuspolice.org<mailto:jfurbee@columbuspolice.org>
www.columbuscityattorney.org

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From: BarrowsT@fcmcclerk.com<mailto:BarrowsT@fcmcclerk.com>
[<mailto:BarrowsT@fcmcclerk.com>]
Sent: Thursday, July 2, 2020 1:53 PM
To: Furbee, Jeffrey
<JFurbee@columbuspolice.org<mailto:JFurbee@columbuspolice.org>>
Subject: FW: Monica Justice Set Out

Here it is.

Judge Ted Barrows

From: Barrows, Ted

Sent: Wednesday, July 01, 2020 4:43 PM
To: tquinlan@columbuspolice.org
Cc: Furbee, Jeffrey
(JFurbee@columbuspolice.org)
<JFurbee@columbuspolice.org>; Dimitri Hatzifotinos
<dhatzifotinos@willislawohio.com>;
Edwards, Gene <EdwardsG@fcmcclerk.com>; G.
Hoyle (ghoyle@columbuspolice.org)
<ghoyle@columbuspolice.org>
Subject: FW: Monica Justice Set Out

Chief, good afternoon.

I certainly know that your plate is extremely full at this point, but I hope you can delegate this problem to someone who can assist the court. The holdover tenant is a woman named Monica Justice. She is a "sovereign citizen," with a history of violence including a conviction for assault on a police officer.

In anticipation of some difficulties, the Court's Chief Service Bailiff and I consulted with Sgt. Hoyle of the CPD Muni Court Liaison unit, who was very helpful and indicated that he would alert precinct or zone officers when the setout was to be accomplished. It was reported to me that a number of officers did appear at the appointed place and time, but that when Ms. Justice barred entrance to the premises, thus preventing execution of the lawful setout order of the court, the officers present declined to take action. As Administrative Judge of the Municipal Court, I am especially concerned that the courts orders are honored and obeyed; and in most cases they are. I am never surprised, however, when a "sovereign citizen" refuses to recognize the authority of the court as happened in this case.

I am hopeful that the combination of the attached order, along with this special communication to you, will result in effective support from the Division when the next attempt to execute the court's order is made. I will once again direct our Service Bailiffs to co-ordinate through Sgt. Hoyle unless you instruct me to the contrary.
Thanks for your attention to this matter.

From: Edwards, Gene
Sent: Wednesday, July 01, 2020 11:17 AM
To: Dimitri Hatzifotinos
<dhatzifotinos@willislawohio.com>;
jfurbee@columbuspolice.org; Yost, Lester
<YostL@fcmcclerk.com>;
ghoyle@columbuspolice.org
Cc: Barrows, Ted <BarrowsT@fcmcclerk.com>
Subject: RE: Monica Justice Set Out

Good morning,

Based on follow up discussions, Judge Barrows this morning signed an order directing CPD to assist with the re-scheduled set out. Please see the attached copy.

Thanks to everyone assisting with this matter, we appreciate it is a challenging time.

Gene

From: Dimitri Hatzifotinos [<mailto:dhatzifotinos@willislawohio.com>]

Sent: Monday, June 29, 2020 1:02 PM
To: jfurbee@columbuspolice.org<<mailto:jfurbee@columbuspolice.org>>; Yost, Lester <YostL@fcmcclerk.com<<mailto:YostL@fcmcclerk.com>>>; ghoyle@columbuspolice.org<<mailto:ghoyle@columbuspolice.org>>
Cc: Edwards, Gene <EdwardsG@fcmcclerk.com<<mailto:EdwardsG@fcmcclerk.com>>>; Barrows, Ted <BarrowsT@fcmcclerk.com<<mailto:BarrowsT@fcmcclerk.com>>>
Subject: Monica Justice Set Out

CAUTION: This email originated from outside of FCMC. Please use caution before clicking any links or following instructions below. Do not sign-in with your corporate account. Please contact OIS Helpdesk if in doubt.

Good afternoon Jeff,

Pleasure to speak with you on the phone this morning. As mentioned, this tenant was subject to a scheduled set out administered by the service bailiffs of the Franklin County Municipal Court this morning. She would not come out, and she allegedly had a sword. It is my understanding that 8 police cruisers responded, but the officers did not assist in causing her to be removed from the property.

It is my understanding that the officers indicated that they could not assist in getting her out of the house unless it was a felony. You and I discussed this on the phone, and you indicated that, while they may not take her to jail for a misdemeanor, they were supposed to help to effectuate the court ordered set out.

We believe that we may need SWAT involvement here based on her prior history and demeanor. I would ideally like your help to schedule a set out at a time that works for the Columbus Division of Police, the Court, and my client.

I have cced the Court and the Service Bailiff's Office. The address where this occurred is 2762 Beulah Road, Columbus, Ohio 43211. The FCMC case number is 20 CVG 12182.

Let me know how you would like to proceed.

Thanks!

/s/ Dimitri Hatzifotinos
Willis Law Firm, LLC
1160 Goodale Blvd.
Grandview Heights, Ohio 43212
(614) 324-0450
(614) 324-0460 fax

Subject: FW: Monica Justice Set Out
From:
Date: 7/21/20, 11:55 AM
To:
CC: <MWoods@columbuspolice.org>, <DJeffrey@columbuspolice.org>

EXHIBIT
L

Just want you to see we were trying to slow down the judge and have him understand your concerns over the past few weeks. We had several exchanges with the court.

From: Furbee, Jeffrey
Sent: Wednesday, July 8, 2020 9:47 AM
To: BarrowsT@fcmclerk.com; EdwardsG@fcmclerk.com
Cc: LNBaker@Columbus.gov; Tobias, Robert S. <RSTobias@Columbus.gov>
Subject: FW: Monica Justice Set Out

It appears the Sheriff has indicated they will not assist with this. That is at least what I am being told by CPD Commander Dennis Jeffrey. CPD has concerns with the scope of their authority as to your Order, and given the potential violence involved, I understand their concerns. They understand the need to "assist," but are not sure as to the meaning of "assist," or the scope of their authority to "assist." They see "assist" as meaning to keep the peace. Do you see "assist" as allowing for a forced-entry by the police into the home and removal of the occupant by force. From what/where does that authority arise? The police are used to seeing search warrants, and arrest warrants, and are used to the legal standards related to both.

From what/where does the "set-out" order emanate? Why do municipal police officers have jurisdiction to enforce a "set-out," as opposed to the sheriff (See 1901.23 below), and does a set-out always mean an eviction process or forcible/entry detainer action has taken place?

I want to get this cleared up for you, the attorney, and the police, and this is an opportunity to clear all of this up now so I can better instruct the police going forward.

§ 1901.13 Additional powers of the court.

(A) In any action or proceeding of which a municipal court has jurisdiction, the court or any judge of the court has the power to do all of the following:

(1) Issue process, preserve order, punish contempts, summon and impanel jurors, refer matters to a referee, set aside a verdict, grant a new trial or motion in arrest of judgment, vacate or modify a judgment, suspend execution of sentence upon filing of notice of appeal, admit the defendant to bail, fix the amount of bond and approve the sureties, inquire into the financial responsibility of proposed sureties on all bonds in both civil and criminal actions or proceedings and, on the motion of any party or on its own motion, require security or additional surety, and to

exercise any other powers that are necessary to give effect to the jurisdiction of the court and to enforce its judgments, orders, or decrees;

(2) Issue any necessary orders in any proceedings before and after judgment, for attachment or garnishment, arrest, aid of execution, trial of the right of property, revivor of judgment, and appointment of a receiver of personal property, for which authority is conferred upon the courts of common pleas or a judge of the court of common pleas;

(3) Hear and determine questions of exemptions upon application or action of any party to a pending cause;

(4) Control and distribute all property or the proceeds of property that are levied upon or seized by any legal process issuing from the court and that may come into the hands of its officers, and to order immediate sale of any property of a perishable nature that may come into the hands of an officer of the court upon any process issuing from the court. Any money realized from the sale of property of a perishable nature shall be deposited with the clerk until distributed by order of the court.

(B) Whenever an action or proceeding is properly brought in a municipal court within Cuyahoga county, the court has jurisdiction to determine, preserve, and enforce all rights involved in the action or proceeding, and to hear and determine all legal and equitable remedies necessary or proper for a complete determination of the rights of the parties.

§ 1901.23 Issuance of writs and process.

Writs and process in a municipal court shall be served, returned, and publication made in the manner provided for service, return, and publication of summons, writs, and process in the court of common pleas.

In any civil action or proceeding in which the subject matter of the action or proceeding is located within the territory or a defendant resides or is served with summons within the territory, the court may issue summons, orders of interpleader, all other writs, and mesne and final process, including executions necessary or proper for the complete adjudication of the issues and determination of the action, to the bailiff for service in the county or counties in which the court is situated and to the sheriff of any other county against one or more of the remaining defendants.

All warrants, executions, subpoenas, writs, and processes in all criminal and quasi-criminal cases may be issued to the bailiff of the court, a police officer of the appropriate municipal corporation, or to the sheriff of the appropriate county.

In any civil action in which the bailiff is a party or is interested, writs and process shall be directed to the sheriff. If both of these officers are interested, the writs and process shall be directed to and executed by a person appointed by the court or a judge of the court, and that person has the same power to execute the writs and process that the bailiff has. The return of the appointee shall be verified by affidavit, and he is entitled to the fees allowed to the bailiff for similar service.

From: BarrowsT@fcmcclerk.com [mailto:BarrowsT@fcmcclerk.com]
Sent: Wednesday, July 1, 2020 4:43 PM
To: Quinlan, Thomas <TQuinlan@columbuspolice.org>
Cc: Furbee, Jeffrey <JFurbee@columbuspolice.org>; dhatzifotinos@willislawohio.com;
EdwardsG@fcmcclerk.com; Hoyle, Gregory <GHoyle@columbuspolice.org>
Subject: FW: Monica Justice Set Out

Chief, good afternoon.

I certainly know that your plate is extremely full at this point, but I hope you can delegate this problem to someone who can assist the court.

The holdover tenant is a woman named Monica Justice. She is a "sovereign citizen," with a history of violence including a conviction for assault on a police officer.

In anticipation of some difficulties, the Court's Chief Service Bailiff and I consulted with Sgt. Hoyle of the CPD Muni Court Liaison unit, who was very helpful and indicated that he would alert precinct or zone officers when the setout was to be accomplished. It was reported to me that a number of officers did appear at the appointed place and time, but that when Ms. Justice barred entrance to the premises, thus preventing execution of the lawful setout order of the court, the officers present declined to take action.

As Administrative Judge of the Municipal Court, I am especially concerned that the courts orders are honored and obeyed; and in most cases they are. I am never surprised, however, when a "sovereign citizen" refuses to recognize the authority of the court as happened in this case.

I am hopeful that the combination of the attached order, along with this special communication to you, will result in effective support from the Division when the next attempt to execute the court's order is made. I will once again direct our Service Bailiffs to co-ordinate through Sgt. Hoyle unless you instruct me to the contrary.

Thanks for your attention to this matter.

From: Edwards, Gene
Sent: Wednesday, July 01, 2020 11:17 AM
To: Dimitri Hatzifotinos <dhatzifotinos@willislawohio.com>; jfurbee@columbuspolice.org; Yost, Lester <YostL@fcmcclerk.com>; ghoyle@columbuspolice.org
Cc: Barrows, Ted <BarrowsT@fcmcclerk.com>
Subject: RE: Monica Justice Set Out

Good morning,

Based on follow up discussions, Judge Barrows this morning signed an order directing CPD to assist with the re-scheduled set out. Please see the attached copy.

Thanks to everyone assisting with this matter, we appreciate it is a challenging time.

Gene

From: Dimitri Hatzifotinos [mailto:dhatzifotinos@willislawohio.com]
Sent: Monday, June 29, 2020 1:02 PM
To: jfurbee@columbuspolice.org; Yost, Lester <YostL@fcmcclerk.com>; ghoyle@columbuspolice.org
Cc: Edwards, Gene <EdwardsG@fcmcclerk.com>; Barrows, Ted <BarrowsT@fcmcclerk.com>
Subject: Monica Justice Set Out

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Good afternoon Jeff,

Pleasure to speak with you on the phone this morning. As mentioned, this tenant was subject to a scheduled set out administered by the service bailiffs of the Franklin County Municipal Court this morning. She would not come out, and she allegedly had a sword. It is my understanding that 8 police cruisers responded, but the officers did not assist in causing her to be removed from the property.

It is my understanding that the officers indicated that they could not assist in getting her out of the house unless it was a felony. You and I discussed this on the phone, and you indicated that, while they may not take her to jail for a misdemeanor, they were supposed to help to effectuate the court ordered set out.

We believe that we may need SWAT involvement here based on her prior history and demeanor. I would ideally like your help to schedule a set out at a time that works for the Columbus Division of Police, the Court, and my client.

I have cced the Court and the Service Bailiff's Office. The address where this occurred is 2762 Beulah Road, Columbus, Ohio 43211. The FCMC case number is 20 CVG 12182.

Let me know how you would like to proceed.

Thanks!

/s/ Dimitri Hatzifotinos
Willis Law Firm, LLC
1160 Goodale Blvd.
Grandview Heights, Ohio 43212
(614) 324-0450
(614) 324-0460 fax



• [Attachments-14/2020 CVG 012182 - 7-1-2020 - DORDER - CV Docket - 7-1-2020.pdf](#)

375 SOUTH HIGH STREET
COLUMBUS OHIO 43215
TELEPHONE (614) 645-8990

Exhibit M
(Defense exhibit in trial)

INCIDENT REPORT

INCIDENT # _____

DATE OF REPORT 6/30/2020

DATE OF INCIDENT 6/29/2020

TIME OF INCIDENT 10:26am

DISPATCHING OFFICER _____

TYPE OF SERVICE setout

TYPE OF INCIDENT: (Check ALL that apply)

- Assault
- Alarm
- Alarm (false)
- BOLO
- Bomb threat
- Cleaner issue
- Complaint
- Criminal damage
- Disturbance
- Drugs / Contraband
- Edge weapon
- Elevator entrapment
- Escort
- Fire
- Fire (false)
- Firearm
- Lost article
- Maintenance issue
- Medical emergency
- Pest removal
- Report
- Request for officer
- Theft
- Threat
- Unknown trouble
- Vehicle tow
- Other setout

LOCATION OF INCIDENT: 2762 Beulah Rd

Floor _____ Room # _____ Main Entrance _____ Public Area _____ Courtroom _____ Court Office _____ Other _____

SUBJECT # 1

SUBJECT # 1

SUBJECT # 1

Name Monica Justice
Address 2762 Beulah Rd
Columbus, OH 43211
Phone # _____

Name Officer Fischer #1898
Address 120 Marconi Blvd
Columbus, OH 43215
Phone # _____

Name Officer Yates # 34
Address 120 Marconi Blvd
Columbus, OH 43215
Phone # _____

PERSONNEL INVOLVED IN INCIDENT

- Judge/Magistrate
- Court Staff
- Public
- Other CPD

Summary: On 6-29-2020 at approx 10:26am, I was on a court order setout at the above listed address. CPD was notified prior to my arrival due to the tenant's prior history for assaulting officers in the past. As the setout crew was attempting to gain entry, the tenant appeared in the window & began threatening everyone if we entered the premise. CPD heard the threat & ordered the crew to pull back due to the threats. Several reinenforcement officers arrived along with two Sgts (Bagmer, Hogan). A discussion between myself & the CPD Sgt's determined that they would not attempt any entry due to situation being a civil matter and there was no criminal charges filed against her. The Sgt's further explained "that even if there were charges, the charges would only reach the level of misdemeanor, and due to the threats made by the tenant, protocal would require SWAT to respond, however, misdemeanor charges do not meet SWAT's criteria for responding". Deputy Chief Bailiff Yost was notified, & it was determined by Court Officials to suspend the setout.

Responding Officers: Officers Fischer, Yates, serveral more CPD Officers and Sgt's Bagmer and Hogan

David Arriaga David Arriaga
Reporting Officer Date 6/30/2020

[Signature]
Supervisor Date 6-30-2020

FRANKLIN COUNTY MUNICIPAL COURT

375 SOUTH HIGH STREET

COLUMBUS OHIO 43215

TELEPHONE (614) 645-8990

Exhibit A
Not admitted
in trial

INCIDENT REPORT

INCIDENT # _____

DATE OF REPORT 7/22/2020

DATE OF INCIDENT 7/17/2020

TIME OF INCIDENT 2:00pm

DISPATCHING OFFICER _____

TYPE OF SERVICE Phone Call

TYPE OF INCIDENT: (Check ALL that apply)

- Assault
- Alarm
- Alarm (false)
- BOLO
- Bomb threat
- Cleaner issue
- Complaint
- Criminal damage
- Disturbance
- Drugs / Contraband
- Edge weapon
- Elevator entrapment
- Escort
- Fire
- Fire (false)
- Firearm
- Lost article
- Maintenance issue
- Medical emergency
- Pest removal
- Report
- Request for officer
- Theft
- Threat
- Unknown trouble
- Vehicle tow
- Other _____

LOCATION OF INCIDENT: Not applicable

Floor _____ Room # _____ Main Entrance _____ Public Area _____ Courtroom _____ Court Office _____ Other _____

SUBJECT # 1	SUBJECT # 1	SUBJECT # 1
Name _____	Name _____	Name _____
Address _____	Address _____	Address _____
Phone # _____	Phone # _____	Phone # _____

PERSONNEL INVOLVED IN INCIDENT

- Judge/Magistrate
- Court Staff
- Public
- Other _____

Summary: On 7-17-2020, I was forwarded an email by Chief Deputy Les Yost from CPD Commander Dennis Jeffrey to make contact with him to coordinate a setout for Tuesday 7-22-2020 at 2762 Beulah Rd. When I contacted him for arrangements to have CPD officers at the location, he told me that it was in the hands of the Franklin County Swat Team now because they had gotten a probate order from the court to execute on the tenant/defendant (Monica Justice). I did make contact with Lt. Raven, the county swat commander who told me that they received the probate order and attempted the probate that morning.

Lt. Raven stated that he was not happy how this occurred because of turning from a CPD order to a probate order. He stated that they will attempted again on Monday 7-20 on 2nd shift. When I told Lt. Raven that I had the setout scheduled for Tuesday, he stated that the swat team had training that day and probably wouldn't do it or if they did it would be early in the morning. I told him ok and would advised my supervisor.

The call ended.

Responding Officers: _____

David Arriaga Reporting Officer 7/22/2020 Date _____ Supervisor _____ Date

IN THE FRANKLIN COUNTY MUNICIPAL COURT
COLUMBUS, OHIO

EXHIBIT
①

JAMES BUDDEN,

2020 JUL -1 AM 10: 53 *lc*

Plaintiff, FRANKLIN COUNTY
MUNICIPAL COURT
FORUM TRACK

Case No. 2020 CVG 12182

v.

MONICA JUSTICE,

Defendants.

ORDER FOR POLICE TO ASSIST SET OUT

Judgment for restitution of premises was granted to Plaintiff James Budden on June 16, 2020, and a writ of restitution was issued on June 17, 2020. The writ commands the Service Bailiffs of the Franklin County Municipal Court to restore Mr. Budden to possession of the premises located at 2762 Beulah Road, Columbus, Ohio 43211.

Based on information supplied to the Court by the Service Bailiffs, the Court is aware that a scheduled set out was prevented from going forward on June 27, 2020.

The Service Bailiffs shall reschedule the supervised set out as soon as practicable.

Based on the above, the Court hereby **ORDERS** that the Columbus Division of Police shall assist with the re-scheduled set out to maintain the peace and safeguard all persons involved. R.C. 1901.13(A)(1)(municipal court has authority "to exercise any other powers that are necessary to give effect to the jurisdiction of the court and to enforce its judgments, orders, or decrees").

Any person who acts to prevent the Service Bailiffs from carrying out their lawful duties in execution of the Court's judgment will be subject to contempt proceedings, and if found in contempt may be punished by a fine, a definite term of imprisonment, or both.

IT IS SO ORDERED.

7.1.20

Date

Julie Ballou

Duty Judge

Overview

BUDDEN, JAMES

Plaintiff

Case No. 2020 CVG 012182

Vs

Status: CLOSED

JUSTICE, MONICA

Defendant

Filed: 04/16/2020

Parties

1 Name	BUDDEN, JAMES	Type	PLAINTIFF
Address	1463 CARRIAGE ROAD		
City	POWELL	State/Zip	OH/43065
2 Name	JUSTICE, MONICA	Type	DEFENDANT
Address	2762 BEULAH RD		
City	COLUMBUS	State/Zip	OH/43211

Attorneys

Name: JAMESON, MICHAEL K **Party Type:** PLAINTIFF - PRIMARY ATTORNEY
Address: 1160 GOODALE BLVD **City/St/Zip:** COLUMBUS, OH 43212

Disposition

<u>Status</u>	<u>Status Date</u>	<u>Disposition Code</u>	<u>Disposition Date</u>
CLOSED	04/16/2020	JUDGMENT HEARD BY MAGISTRATE	06/16/2020

Financial Summary

<u>Docket Application</u>	<u>Amount Owed</u>	<u>Amount Paid</u>	<u>Amount Dismissed</u>	<u>Balance</u>
COST	\$243.00	\$243.00	\$0.00	\$0.00
TOTAL:	\$243.00	\$243.00	\$0.00	\$0.00

Receipts

<u>Number</u>	<u>Cash Book</u>	<u>Received From</u>	<u>Status</u>	<u>Date</u>	<u>Total Amount</u>
20650970	CIVIL	JAMESON, MICHAEL K	FINAL	04/16/2020	\$123.00
20655940	CIVIL	ATTENTION TO DETAIL	FINAL	05/11/2020	\$40.00
20666881	CIVIL	WILLIS	FINAL	06/16/2020	\$35.00
20669138	CIVIL	JAMES BUDDEN	CB	06/24/2020	\$45.00

Events

<u>Event</u>	<u>Date</u>	<u>Start</u>	<u>End</u>	<u>JudgeCt.Rm.</u>	<u>Result</u>
EVICTION HEARING - FCRS	06/15/2020	09:00 AM	09:55 AM	11B	JUDGEMENT FOR RESTITUTION OF PREMISES

Docket

<u>Date</u>	<u>Text</u>	<u>Amount</u>	<u>Balance</u>
07/01/2020	ORDER FILED FOR POLICE TO ASSIST SET OUT PER JUDGE BARROWS		
06/24/2020	SET OUT ISSUED		
06/24/2020	ENTRY DENYING MOTION FOR STAY BY JUDGE PALEY		
06/24/2020	KIOSK PAYMENT RECEIVED		
06/24/2020	PRECIPE FOR SETOUT Receipt: 20669138 Date: 06/24/2020	\$45.00	\$0.00
06/23/2020	MISC DOCKET ENTRY MISC FILING FROM UNKNOWN PARTY		
06/19/2020	MOTION FOR STAY FILED BY UNKNOWN PARTY NO FEE PAID		
06/17/2020	WRIT OF RESTITUTION ISSUED WRIT OF RESTITUTION Sent on: 06/17/2020 09:55:56.26		
06/16/2020	PRECIPE FOR WRIT OF RESTITUTION Receipt: 20666881 Date: 06/16/2020	\$35.00	\$0.00
06/16/2020	NOTICE OF COURT ORDER ISSUED BY ORDINARY MAIL NOTICE OF JUDGMENT BY ORDINARY MAIL - NOM Sent on: 06/16/2020 09:40:42.26		
06/16/2020	NOTICE OF COURT ORDER ISSUED BY ORDINARY MAIL		

Issue Date: 06/16/2020
Service: NOTICE ORDINARY MAIL
Method: NOTICE OF COURT ORDER ISSUED BY ORDINARY MAIL
Cost Per: \$

BUDDEN, JAMES
c/o ATTY: JAMESON, MICHAEL K
1160 GOODALE BLVD
COLUMBUS, OH 43212
Tracking No: M1000341229

JUSTICE, MONICA
2762 BEULAH RD
COLUMBUS, OH 43211
Tracking No: M1000341230

06/16/2020 **JUDGMENT ENTRY FILED FOR RESTITUTION OF THE
PREMISES PER JUDGE
HUMMER**

The following event: EVICTION HEARING - FCRS scheduled for
06/15/2020 at 9:00 am has been resulted as follows:

Result: JUDGEMENT FOR RESTITUTION OF PREMISES
Judge: 11B Location: 11B LOCATED ON THE 11TH FLOOR

06/15/2020 **NOTIFICATION OF
NOTICE TO CLERK OF COURTS OF AN APPEAL BY REIGHT & A
NOTICE OF CROSS APPEAL PURSUANT TO OHIO RULES OF
APPELLANT PROCEDURE RULE 4 ORDER TO TRANSFER NOTICE OF
WRIT OF ERROR**

06/15/2020 **MAGISTRATES DECISION FILED BY
SPARKS - JUDGEMENT GRANTED**

06/05/2020 **ADDITIONAL TEXT
NOTICE ISSUED TO ALL PARTIES AND/OR COUNSEL BY ORDINARY
US MAIL FOR ENTRY/ORDER WITH COPY OF ENTRY/ORDER
ATTACHED * 3**

06/05/2020 **ENTRY FILED
, DOCUMENT STRICKEN FROM RECORD FOR DEMURRER BY JUDGE
BARROWS**

06/05/2020 **ENTRY FILED**
, DOCUMENT STRICKEN FROM RECORD FOR COUNTER CLAIM IN
EQUITY NOTICE OF JOINDER BY JUDGE BARROWS

06/05/2020 **ENTRY FILED**
, DOCUMENT STRICKEN FROM RECORD ON CROSSCLAIM BY JUDGE
BARROWS

06/05/2020 **LETTER FROM FILED**
LETTER/DEMURRER FILED BY UNKNOWN PARTY

06/05/2020 **COUNTERCLAIM FILED**
COUNTERCLAIM IN EQUITY FILED NOTICE OF JOINDER BY
UNKNOWN PARTY

06/05/2020 **CROSSCLAIM FILED**
CROSS CLAIM IN EQUITY FILED BY UNKNOWN PARTY

05/11/2020 **LETTER FROM FILED**
FROM UNKNOWN PARTY

05/11/2020 **COUNTER CLAIM** \$20.00 \$0.00
Receipt: 20655940 Date: 05/11/2020

05/11/2020 **CROSS CLAIM FEE** \$20.00 \$0.00
Receipt: 20655940 Date: 05/11/2020

04/29/2020 **BAILIFF SERVICE**
Method : BAILIFF SERVICE
Issued : 04/27/2020
Service : ISSUE SVC FOR G1 C/A
Served : 04/28/2020
Return : 04/29/2020
On : JUSTICE, MONICA
Signed By :

Reason : SUCCESSFUL BAILIFF SERVICE
Comment : POSTED A COPY

Tracking # : B000532159

04/27/2020 **SUMMONS ISSUED WITH COPY OF COMPLAINT**
1 CAUSE G - 1CA
Sent on: 04/27/2020 09:45:01.57

04/27/2020 **BAILIFF SERVICE**

Issue Date: 04/27/2020
Service: ISSUE SVC FOR G1 C/A
Method: BAILIFF SERVICE
Cost Per: \$0.00

JUSTICE, MONICA
2762 BEULAH RD
COLUMBUS, OH 43211
Tracking No: B000532159

04/27/2020 **SUMMONS ISSUED WITH COPY OF COMPLAINT**

1 CAUSE G - 1CA

Sent on: 04/27/2020 09:43:34.26

04/27/2020 **ORDINARY MAIL CERTIFICATE OF MAILING DATED &
FILED NEXT BUS. DAY**

Issue Date: 04/27/2020

Service: ISSUE SVC FOR G1 C/A

Method: ORDINARY MAIL

Cost Per: \$0.00

JUSTICE, MONICA
2762 BEULAH RD
COLUMBUS, OH 43211
Tracking No: O000852134

04/27/2020 **SUMMONS ISSUED WITH COPY OF COMPLAINT**

04/27/2020 **HEARING SCHEDULED, NOTICES PROCESSED - HS**

Event: EVICTION HEARING - FCRS

Date: 06/15/2020 Time: 9:00 am

Judge: 11B Location: 11B LOCATED ON THE 11TH FLOOR

Result: JUDGEMENT FOR RESTITUTION OF PREMISES

04/27/2020 **IMAGE OF NOTICE OF COURT APPEARANCE**

NOTICE FOR COURT APPEARANCE - COURTAPP

Sent on: 04/27/2020 09:41:34.79

04/16/2020 **IMAGE OF COMPLAINT**

04/16/2020 **PETITION IN FE&D FILED**

\$123.00 \$0.00

Receipt: 20650970 Date: 04/16/2020